MINUTES
07/02 – 03/03

TO LOCK
PERMANENTLY
Push down spur
with a blunt
instrument

WJ
RECORD KEEPING
ESSENTIALS

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, July 22, 2002

PRESENT
President Clark, Vice President Zygmont, Councilpersons Acker, Ehrsam, Polaneczky, Taggart, and Younglove, Mayor Celano, Solicitor Meyer, Acting Chief Gardner, Treasurer McKean, Superintendent Stauch, and Borough Manager Pantano.

CALL TO ORDER
PRESIDENT CLARK called the meeting of the Council of the Borough of Hatboro to order at 7:32 p.m.

MINUTES
A MOTION was made by COUNCILPERSON YOUNGLOVE to approve the minutes of the June 24, 2002 Council meeting. This motion was SECONDED by VICE PRESIDENT ZYGMONT and APPROVED by Council unanimously.

PRESIDENT'S REPORT
PRESIDENT CLARK stated that he had nothing to report at this time.

BOROUGH MANAGER'S REPORT
BOROUGH MANAGER PANTANO stated that he received the **Winter Traffic Services Agreement** from PennDOT. He forwarded a copy of the contract to Solicitor Meyer for review; however, it is the standard state contract for this agreement. The agreement is for providing salting and snow plowing services on the state roads in the Borough. The price has increased by approximately $160 this year, which equates to about $5,642. He advised that there might be a slight increase again next year. This agreement requires a Resolution from Council, which is on the agenda under Public Works & Public Properties for Council's consideration.

BOROUGH MANAGER PANTANO said he received the inspection report from the Army Corp of Engineers regarding the annual inspection of the **Pennypack Creek Channel**. This inspection is important since grant funds that are available from the State and Federal government are dependent on the rating we get from the maintenance inspection. The inspection resulted in a "GOOD" rating. This was an improvement from the previous "POOR" rating. There are minor deficiencies that were noted such as rodent holes, minor debris, and vegetation greater than 1" in diameter. This can be taken care of by the Public Works department as time permits. The more significant concern of the crushed stone entering the creek bank from Jarrett Dodge's parking area being flooded out. Initially it appeared as if the Army Corp was going to require the material to be removed, however, the report stated that the removal of the stone could jeopardize the integrity of the erosion control mat that was part of the original Army Corp project.

BOROUGH MANAGER PANTANO stated that he received the bids for the **trash truck body replacement** on July 10, 2002. The only bid received was from Heil Equipment Company of Philadelphia, Inc. in the amount of $18,750. The bid included the replacement of the trash truck body with a used 1994 Formula 5000-25 body with a 27 cubic yard capacity. This has been placed on the agenda under Public Works and Public Properties for Council's consideration.

BOROUGH MANAGER PANTANO mentioned that the **Public Works dump truck** was delivered the first week in July. The truck was inspected and the Delivery & Acceptance Certificate was signed.

BOROUGH MANAGER PANTANO spoke with a representative from Sprint regarding the **cell tower**. They indicated that the site at Tanner Park is best from an elevation standpoint. They also agreed to reduce the site area from 40' X 40' to 30' X 30'. They indicated that the best design would be the flagpole design and submitted sketched for Council's review. VICE PRESIDENT ZYGMONT asked if they were interested in the lower elevation. Borough Manager Pantano said they didn't say no, however, he got the feeling from them that they were not interested. Borough Manager Pantano advised that Zoning Officer Heller has marked off the site and requested discussing this further at the August Committee meeting. Vice President Zygmont asked Borough Manager Pantano to ask the representative from Sprint about the lower elevation. Borough Manager agreed to, however, he wants to wait until Council responds about the 3-' X 30' site proposed. COUNCILPERSON EHRSAM asked if they would supply the flag for the pole. Borough Manager Pantano said yes. COUNCILPERSON POLANECZKY asked if they would make improvements to the wall at Tanner Park. Borough Manager Pantano said yes.

BOROUGH MANAGER PANTANO talked to Wayne Wade concerning the **D.C.E.D. grant application** for the **pool renovations**. He stated that they have completed the majority of the grant application and will mail it out within a few weeks.

BOROUGH MANAGER PANTANO was notified by the Montgomery County Department of Health that they will be applying an organic based larvacide in the Borough as a part of their control program for the **West Nile Virus**. The larvacide will be applied to catch basins throughout the Borough. The storm sewer grates will be marked to indicate the larvacide has been applied to the site. This is the same process that was followed by the County last year.

BOROUGH MANAGER PANTANO received correspondence from the Pennsylvania Planning Association concerning a **Hazard Mitigation Seminar** they wish to hold in September. The seminar will be on natural hazard mitigation and the Stafford Disaster Act. The Pennsylvania Planning Association is working with the Pennsylvania Emergency Management Association (P.E.M.A.) on this program. They are requesting that they are permitted to hold the seminar at Borough Hall on September 6th from 8:00 a.m. to 12:00 p.m. They will include a walking tour of the Pennypack Creek and the flood control work completed in 2001. This has been placed on the agenda under Administration for Council's consideration.

PRIVILEGE OF THE FLOOR

There were no comments at this time.

TREASURER'S REPORT

TREASURER McKEAN reported that as of 06/30/02 the balances invested in the Pennsylvania Local Government Investment Trust (PLGIT) totaled $2,298,814.13. Interest credited for the month was $3,139.97. Average yield for June was 1.68%.

PAYMENT OF BILLS

After reviewing the bills and manual check list, COUNCILPERSON POLANECZKY asked if the uniforms from McDonalds Uniform were budgeted for and if they were paid out of the **bike grant**. ACTING CHIEF GARDNER stated that they were paid with the money from the $10,000 bike grant and they haven't bought them in several years. Councilperson Polaneczky asked if there was still money left in the fund. Acting Chief Gardner said yes. PRESIDENT CLARK asked if there was still money for boots. Acting Chief Gardner said yes.

VICE PRESIDENT ZYGMONT asked if the **Ikon** invoice was for the Borough photocopier. BOROUGH MANAGER PANTANO said yes. Vice President Zygmont asked if Borough Manager Pantano increased the amount of copies for the offices since we go over each month. Borough Manager Pantano said no but he'll check into it and get back to her.

PRESIDENT CLARK made a MOTION to APPROVE the bills and manual check list. This motion was seconded by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

MAYOR'S REPORT
MAYOR CELANO had nothing to report at this time.

SOLICITOR'S REPORT
SOLICITOR MEYER stated that he continued negotiations with John Lauffer, attorney for Mr. And Mrs. **Munn**, regarding the **PEMA grant**.

SOLICITOR MEYER mentioned that he received a copy of the arbitrator award, regarding **Carr & Duff v. Hatboro**, in the amount of $127,742.38, including the final payment of approximately $50,000.00.

SOLICITOR METER reported that he met with officials from **Commerce Bank** regarding the application for preliminary plan approval.

DEPARTMENT SUPERVISORS' REPORT
ACTING CHIEF GARDNER announced a reminder that the **Car Show** is sponsored by the Chamber of Commerce. He advised that there will be parking restrictions along York Road during the event. Acting Chief Gardner reminded spectators to drive carefully because there will be a lot of pedestrians.

FIRE MARSHAL STAUCH submitted a report, in advance, which is attached.

SUPERINTENDENT STAUCH submitted a report, in advance, which is attached.

COUNCIL/COMMITTEE REPORTS

Administration – Dr. Clark
PRESIDENT CLARK made a MOTION to allow the Pennsylvania Planning Commission to hold a seminar at Borough Hall on September 6, 2002. This seminar will be regarding Hazard Mitigation. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

Budget & Insurance – Mr. Polaneczky
COUNCILPERSON POLANECZKY stated that he spoke to Borough Manager Pantano about reviewing the budgets for the general fund. He expects that they will present a preliminary PowerPoint presentation on the budget in September. Councilperson Polaneczky added that they would publicize the dates in advance.

Public Relations – Mr. Younglove
COUNCILPERSON YOUNGLOVE stated that he had nothing to report at this time.

Parks, Recreation, & Community Affairs – Mrs. Zygmont
VICE PRESIDENT ZYGMONT stated that she had nothing to report at this time.

Public Safety – Mr. Taggart
COUNCILPERSON TAGGART stated that he had nothing to report at this time.

Public Works & Public Properties – Mr. Ehrsam
COUNCILPERSON EHRSAM made a MOTION to award the bid for the **Public Works trash truck body**, in the amount of $18,750, to Heil Equipment Company of Philadelphia, Inc. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

COUNCILPERSON EHRSAM made a MOTION to approve **Resolution #02-04** for the **PennDOT Winter Services Agreement**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

Zoning, Development & Historical Preservation – Mr. Acker
COUNCILPERSON ACKER announced that Burt Gotbrect is no longer available to be appointed to the **Revitalization Task Force**. He recommended that Joseph Tryon replace him. Councilperson Acker made a MOTION to appoint the following people to the Revitalization Task Force:

- Ron McKnight, Chairman of the Borough Planning Commission
- Bill LaBarge, Member of Main Street Design Committee
- Sam Friedman, Executive Director, Main Street Hatboro
- Fred Goodrich, Montgomery County Planning Commission Office
- John Younglove, Esquire, Hatboro Councilman
- Julia Cooper, Resident
- Joseph Tryon, Chamber of Commerce

This motion was SECONDED by COUNCILPERSON POLANECZKY. COUNCILPERSON YOUNGLOVE abstained from voting since he was recommended for appointment. With a vote of 6-0, having Councilperson Younglove abstain from voting, this motion was APPROVED.

COUNCILPERSON ACKER introduced Doug Breidenbach, representative of **Commerce Bank**, from Maple Properties. Mr. Breidenbach stated that Maple Properties has been involved for over a year trying to work out the Commerce Bank project. They originally came in with a plan and now they have a better developed plan. They went to the Zoning Hearing Board for relief focusing on typical issues. He added that they have been weighed down with all of the traffic issues and is not sure what is and is not appropriate to impose upon the staff. He believed that there are certain forms to impose upon the developer that are appropriate and they have made a proposal to Borough Engineer Solarz and Solicitor Meyer. Mr. Breidenbach stated that they are on the agenda tonight to request preliminary approval. He added that they are in danger of being in violation of the existing agreement of sale. Mr. Breidenbach mentioned that they are not blaming the Borough and stated that this is a good project for the Borough. He also stated that the bank is typically an active-proactive place in the community. He appreciates that the Borough has traffic issues but asks if one developer should have to realistically address all of those issues. VICE PRESIDENT ZYGMONT told Mr. Breidenbach to get more detailed with the traffic issues at that intersection and why the requests are inappropriate. Mr. Breidenbach stated that this plan requires no relief or waivers. When you need relief everything is up for discussion. This plan also does not require waivers. Those circumstances are what the State requires. Mr. Breidenbach stated that the property is zoned as bank use.

COUNCILPERSON EHRSAM stated that he received the traffic study on Saturday and asked what the traffic flow would be. Mr. Breidenbach stated that the traffic will make the right turn onto Lehman. Councilperson Ehrsam asked about the traffic coming out of Commerce Bank. Mr. Breidenbach said he is not sure exactly. The traffic study has the traffic counts and traffic studies. Councilperson Ehrsam stated that there is a school at the end and the right turn is still out of the site. He added that he received the latest traffic study, a little piece of it, and still hasn't received the entire study. Mr. Breidenbach assured Council that they have completed more traffic studies for Hatboro than for any of the other Commerce Banks. The extent of the studies is 3-4 times as

extensive as the other studies. He admitted he didn't know the answer, however, he believed it would be found in the traffic study. He apologized for not knowing the number.

COUNCILPERSON POLANECZKY mentioned that he received the traffic study on Saturday and asked if they would be providing the land for an ultimate third turn lane. He also asked if they were planning to put in concrete bollards to force you to make a left hand turn. Mr. Breidenbach noted that the additional turning lane does not impact the circumstances as the cueing already extends beyond the Commerce Bank site yet it has nothing to do with the bank. Councilperson Polaneczky stated that they will have more traffic. Mr. Breidenbach said that's obvious but the left turn lane will not appreciably improve the cueing. Councilperson Polaneczky stated that opinions are like noses and everyone has one but Council received this updated information this weekend and now they are expected to make a decision on it. Mr. Breidenbach stated that the issues under discussion are about the curve radius on the intersection on the site. There is an item on the MPC that stated the increase has nothing to do with the Commerce Bank ingress or egress. He added that they were willing to do it at one point; however, this issue has nothing to do with Commerce Bank. Mr. Breidenbach mentioned that he's not sure about the legality of it but knows that they were willing to consider it but then there are the other 5 intersections. Mr. Breidenbach stated that they spent tens of thousands of dollars on these studies. Then they talked about restricting the right turn on Lehman. Mr. Breidenbach stated that providing another turn lane by widening Lehman and to contribute 5 feet is appropriate but it's not appropriate to require acquiring ground across the street plus the taper extends beyond the Commerce Bank border. It would be improperly designed. VICE PRESIDENT ZYGMONT asked if he meant on Lehman Avenue. Mr. Breidenbach said yes and then they would have to take ground from both sides of the street and take their ground for an easement. He added that the left turn lane might make sense and they wouldn't debate that issue but from a legal basis the right turn on Lehman is not related to the ingress and egress. We studied it and we don't think that it will help at all. In order to do it properly you would have to extend it beyond their border and you can't do that. Mr. Breidenbach stated that you could fix it for about $25,000 and address the 5 other signals on York Road without construction. He added that they could use the money but they need preliminary approval. Mr. Breidenbach mentioned that they don't want these issues as conditions as they are paying for these items, which are not appropriate. He admitted the lane was presented as late as Friday. He added that they met with the Borough staff about 3 weeks ago and the traffic consultant didn't address these issues. Councilperson Polaneczky stated that these things happen and that may require more to look up. He talked about the cars that stack in to turn left and the care will continue to be stuck and it will be stacked. He added that this is logical and mentioned that he sits in the traffic everyday. Councilperson Polaneczky stated that the church might not have the land to give up but Commerce Bank might. Mr. Breidenbach said they don't have any more land to give. Councilperson Polaneczky asked if he meant that this wasn't feasible. Mr. Breidenbach said no.

COUNCILPERSON YOUNGLOVE said on July 15, 2002 they requested to be removed from the agenda. Mr. Breidenbach stated that he thought Council had enough to deal with that night. Mr. McNelly stated that the peak hours traffic study dated July 15, 2002 is not a traffic study, rather it's a report about 2 left turn lanes. The study was submitted in February and the final study was submitted in April. Then they received a letter from Borough Engineer Solarz. COUNCILPERSON EHRSAM asked if school was in session at the time of the traffic study. Mr. McNelly said yes. Councilperson Younglove said this may be an important issue. Mr. Breidenbach stated that they are trying to make a contribution to the solution. Councilperson Younglove stated that they may make an offer now and Council may make a decision on it, however, Council doesn't even know if the amount is even appropriate. Mr. Breidenbach stated that they believe they are being asked to contribute to offsite improvements not according to MPC. Councilperson Younglove asked him to define the improvements on and off the site. Mr. Breidenbach stated that they should be necessary to ingress and egress. Councilperson Ehrsam asked where it begins and stops. Mr. Breidenbach stated that it begins and stops with the properties that abut it that are necessary to ingress and

egress and that's where the difference comes in. He added that the radius change is not necessary to ingress and egress.

Mr. Breidenbach stated that the bank is permitted in this commercially zoned district. It's not a valid concern to deny our application because of this traffic issue. Commerce Bank is trying to be proactive and has spent a lot of money to hopefully benefit the Borough of Hatboro. The study has been here for a long time. Mr. Breidenbach mentioned that in his opinion the lengthening of the arm and removing the traffic signal will not affect the ingress and egress. They are zoning issues, not land development issues and he doesn't believe that the receipt of this final opinion is valid to deny preliminary approval. Mr. Breidenbach added that Council should consider the reasons that will stand up to examination because we didn't address these issues in a timely manner because they have been addressing them for over a year. Mr. Breidenbach stated that the problems for today are not legal reasons to deny approval and to honestly say that they haven't addressed these issues is unfair. Commerce Bank wants to be a good neighbor before they are a neighbor. They have offered money to address these issues, however that may become a moot point if a decision is not made.

COUNCILPERSON ACKER stated that from the beginning one of the major points was the concern of taking a corner in the heart of Hatboro that doesn't generate a lot of traffic. The issues were laid out then and the Borough's Engineer looked over the issues then. Since then the information back to Council has been piece meal and it's hard to get the whole picture. Mr. Breidenbach stated that he wholeheartedly disagrees. Councilperson Acker stated that they want to come into the Borough and this (traffic) has to work before they move forward.

BOROUGH ENGINEER SOLARZ stated that he met with the Applicant in May of 2001. One item at that time was the traffic circulation. The first plan was submitted in June of 2001. At that time they (Gilmore & Associates) did not receive the required storm water management information or traffic studies. They prepared a review letter and in late October of 2001 they submitted a revised plan set including the water and first traffic study, which was incidentally dated June, and he's not sure why there was such a delay. They reviewed the study, however, it did not correspond with the revised plans. Review comments were provided which followed the Borough's Land Development and Subdivision Ordinance. The Applicant revised the traffic study again and there were more comments. It wasn't complete. Certain ordinance requirements must be addressed before the Engineer could prepare a recommendation to Borough Council. Borough Engineer Solarz continues to explain that part of it requires the Applicant to provide recommendations for improvements for impacts to traffic from the proposed development. They asked for it and have not received a completed one at one time. They continue to receive bits and pieces of it. The review comments are based on the Borough's Ordinances. Borough Engineer Solarz clarified that they had a meeting on June 27, 2002 regarding the traffic issues and how the Applicant would address the issues. At that time we again said we needed a recommended improvements plan for how the Applicant plans to make it work. Borough Engineer Solarz told the Applicant to tell Council what they are going to do to assure them that the development is going to work. He added that they should have received the plans on July 9, 2002 yet they didn't receive the information until Friday afternoon and the engineers were expected to make a good assessment or prepare a recommendation for Council. COUNCILPERSON ACKER stated that he has a July 15, 2002 copy. Borough Engineer Solarz mentioned that he received it on July 19, 2002. Councilperson Acker stated that customarily the plans are forwarded to the Borough and reviewed by the Borough Engineer who then prepares a recommendation letter for Borough Council.

COUNCILPERSON ACKER stated that based on the MPC clock Council has to render a decision tonight. SOLICITOR MEYER stated that there is an argument on the dates but Mr. Breidenbach wants a decision tonight. Councilperson Acker stated that he wants a 30-day extension. Mr. Breidenbach stated that he's not in the position to decide if the Applicant will agree with that request without talking to the sellers. Councilperson Acker stated that if they pursue it further then

they don't have all of the information and he will have to vote against it. Mr. Breidenbach stated that an extension request is normally fair when time is not critical. He added that he doesn't have the authority to agree tonight, as the agreement may be dead if a decision is not rendered. COUNCILPERSON EHRSAM asked if time was so critical then why aren't the plans complete? Mr. Breidenbach stated that Borough Engineer Solarz correctly recited the events and did his job properly. However, the problem was the ordinance needs some work. Mr. Breidenbach asked why they are discussing traffic issues 6 blocks away when the Applicant has no legal authority to fix it. Mr. Breidenbach stated that this is not the Engineer's fault, the Applicant provided Council with the plans and offered to pay for the radius increase and the retiming of the other 5 signals. Sometimes the Applicant is up against the clock for something that is not critical. Mr. Breidenbach mentioned that Council is talking about delaying this 30 days but the Applicant can't pay for the problems so what is the point? He added that they offered money to help solve the problems. Councilperson Acker stated that he's not sure what the exact resolution is. He stated that he is concerned that the amount of money being offered might not cover the costs of the traffic improvements. Councilperson Ehrsam again brought up the right turn issue. Mr. Breidenbach stated that they are not talking about that issue. Councilperson Ehrsam said that it's an issue that is important to him though. Mr. Breidenbach stated that he is not in the position to grant an extension. He added that if Council decides to vote then he'll talk to the sellers and ask. Councilperson Acker stated that he doesn't want to vote because at this time he'll decline it. Mr. Breidenbach stated that at this point Council needed the advice of Solicitor Meyer rather than Borough Engineer Solarz.

COUNCILPERSON EHRSAM asked if both of the sellers were present tonight. Mr. Breidenbach said yes but he can't expect them to answer right away. Councilperson Ehrsam offered to take a recess. Councilperson Acker stated that he doesn't want the Applicant to think they are being hard-nosed as some of the plans show that it'll be nice. They simply want to delay in order to move forward at a later point. COUNCILPERSON POLANECZKY asked if this had to be at the Applicant's request. Mr. Breidenbach stated to look at the expiration date and consult Solicitor Meyer as to whether or not there is a comfort zone. COUNCILPERSON YOUNGLOVE asked if the clock would expire tonight. Mr. Breidenbach said no. SOLICITOR MEYER stated that the problem with the MPC clock is the discussion and when it ran out and when it is terminated. He added that Mr. McNelly thought that it would expire tonight. He told Solicitor Meyer that tonight was the night. Mr. Breidenbach stated that they sent a notice revoking indefinite extension. BOROUGH MANAGER PANTANO stated that they were interpreting when day one was and asked when the final day is. Mr. Breidenbach stated that it's within a day or so. Councilperson Polaneczky stated that now it's semantics. He added that Council was told that if they don't make a decision tonight then it's automatically granted. Councilperson Polaneczky said that he's tired of the games. Mr. Breidenbach stated that that's an unfair comment. Councilperson Polaneczky stated that you have 30 days to address it. Mr. Breidenbach advised Council to take the action they want to take. He added that if you vote because of the traffic issues then you are open to a suit. Mr. Breidenbach stated that he'd give the 30 days because he wants the bank in Hatboro. Councilperson Polaneczky said so do we. Mr. Breidenbach said that he will ask the sellers to revive the agreement but he's not doing it tonight.

COUNCILPERSON YOUNGLOVE asked for the date of the letter. SOLICITOR MEYER read that it was revoked on June 10, 2002 and then 15 days thereafter and then 30 days after that. Mr. Breidenbach stated that this is the regular Council meeting. Solicitor Meyer stated that they wanted a decision tonight so they could acquire approval by merits, not default. He added that if Council doesn't have the necessary information then the conservative answer would be to wait to make the decision. COUNCILPERSON POLANECZKY stated that he's trying to be the optimist. PRESIDENT CLARK asked if we could move the meeting date.

COUNCILPERSON YOUNGLOVE stated that he would prefer not to vote thinking that they can work something out, however, he doesn't want to run the risk that it is approved because they didn't act on it. He recommended waiting until the August meeting. SOLICITOR MEYER stated

that they don't' need an extension under MPC. Mr. Breidenbach stated that they need an answer because the sellers are frustrated. He added that the approval won't matter if they don't own the land. BOROUGH MANAGER PANTANO stated that they have expressed their concerns. VICE PRESIDENT ZYGMONT stated that they need the information in a more timely fashion so it can be reviewed. Mr. Breidenbach stated that he will talk to the sellers.

COUNCILPERSON ACKER invited comments from the public. Peter Jessop, 242 South York Road, asked what will change in a month? He added that they have been discussing this for 20 months and it specifically says in the zoning ordinance that a bank is allowed. He asked why the bank is allowed if you have to change all of the traffic patterns in order to approve it? COUNCILPERSON YOUNGLOVE stated that he is talking about a difference between zoning and subdivision & land development and that's where the problem is. He also said that Borough Engineer Solarz is asking for land development information, not zoning information. COUNCILPERSON POLANECZKY stated that Mr. Jessop's property never allowed access to Lehman Avenue and now both properties will. Mr. Jessop added that they would both go out to York Road as well. Councilperson Polaneczky stated that maybe the applicant can find the 3 extra feet or what if the amounts are incorrect? He also mentioned that it's $40,000 on the intersections, not $40,000 per intersection. Councilperson Polaneczky is looking for a compromise.

Bill Tompkins, Spring Avenue, stated that the Applicant had the opportunity to present last month and last week and they chose not to. They denied the public the chance to comment before being at this point where the seller was frustrated. He added that there were other problems and had they presented a week ago a decision might have been more possible tonight. Mr. Jessop asked if he was at the zoning meetings? Mr. Tompkins said yes. Mr. Jessop stated that the traffic report meeting was about the patterns and how they would degrade or not degrade. The recommendation at the time was that nothing would solve the problems except for changing all of the lights on York Road. COUNCILPERSON EHRSAM stated that the first time to review the pieces on Lehman Avenue was on Saturday. Mr. Jessop asked about the others. Councilperson Ehrsam stated that all of Council received their packets on the same day. Mr. Breidenbach mentioned that the first time the lane widening issue was brought up was about 3 weeks ago. Mr. McNelly agreed. Mr. Breidenbach added that no one has told them to do the Lehman Avenue study.

Mr. Breidenbach stated that Council has made up their minds already so he will discuss it with the sellers and hope it works out. COUNCILPERSON YOUNGLOVE stated that he agrees and thinks that this is a great opportunity. COUNCILPERSON ACKER stated the application would be continued until next month.

Pat Meck stated that there is increased revenue and community cohesiveness in Hatboro. She recommended that a packet is prepared outlining all of the parameters for how the utilize various parks including Miller Meadow for use other than for the circus. She suggested mailing out the information packets to make it more inviting and to clear the lack of communication. Ms. Meck stated that she is not blaming Council for this lack of communication but wondered how to address it. VICE PRESIDENT ZYGMONT asked if she meant a brochure on what the parks offer. Ms. Meck said yes. Vice President Zygmont stated that $20,270 is budgeted for the parks and that is spent on mowing and upkeep. Ms. Meck used Miller Meadow as an example. She stated that the Rotary has had the circus approved there and she wondered what else might be able to go there. BOROUGH MANAGER PANTANO stated that he would be happy to answer questions and provide people with the guidelines, which are followed from the county. He added that they received money from the county for this so it's not all Council's restrictions. Borough Manager Pantano stated that Ms. Meck is welcome to a copy. Vice President Zygmont stated that they can add it to the website and make the Chamber of Commerce more active. She mentioned that there are mixed feelings about the use of the Open Space. COUNCILPERSON POLANECZKY thanked Ms. Meck for coming forward with revenue ideas and for the ideas on being proactive with marketing

the parks. He asked if she was offering to organize it. Borough Manager Pantano suggested adding something to the Borough's newsletter. That would not provide the Borough with extra costs. COUNCILPERSON YOUNGLOVE stated that the newsletter is a good idea and recommended the fall edition. Ms. Meck stated that she was speaking for other people when she mentioned that people don't feel welcome or invited to ask questions about these parks. Councilperson Younglove mentioned that that's not the attitude of Council and people call to find out the information. Councilperson Polaneczky added that the fees are set in the fee schedule. Vice President Zygmont stated that the brochure idea sounds nice. A resident suggested adding the information to the website. Mickey Glantz stated that people could go into the Borough offices and ask. It's open and available to anyone in Hatboro is you put down money. Then they will ask you questions. Mr. Glantz added that he found that the door was never closed for asking questions about Miller Meadow. Ms. Meck stated that Hatboro is a business and we need to advertise in order to bring in more money.

ADJOURNMENT & EXECUTIVE SESSION

PRESIDENT CLARK adjourned the July Council meeting at 9:10 p.m.

PRESIDENT CLARK stated that there would be a brief Executive Session immediately after the meeting.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Kornock

BOROUGH OF HATBORO

PUBLIC WORKS DEPARTMENT

459 OAKDALE AVENUE
HATBORO, PA 19040

PUBLIC WORKS REPORT

Month: JUNE, 02

	Month	Year to Date
Loads of Trash	33	212
Tons of Trash	281.53	1,426.85
Street Opening Permits	4	6
Street Opening Fees Collected	$105	$305
Sidewalk/Curb Permits	7	37
Sidewalk/Curb Permit Fees Collected	$135	$1,346
Large Article Pick-up Stops	39	293
Amount of Large Articles Picked Up	59	498
Newspaper Tonnage	52.24	162.18
Grass/Leaves Tonnage	42.39	175.01
Recycled Glass/Cans Tonnage	13.38	80.85
Tires Recycled and Cost		104 for $1,621.80
Recycles-Refrigerators/Freezers/Microwaves		
Cost of Above		

Remarks:

DIESEL

9-21-D	3.8	4.6	21	17.5	26	22.9	4.3	16.1	14.6	19.3	11	13.8	13.8	21.6	
11-1-D	20.7														
17-8-D	11.1														
18-9-D															
20-12-D	20.4	26													
21-13-D	27	31.99													
26-14-D	11	26.2	31.1												
23-15-D	33.4	35.9													
24-16-D	19	21.6	19.6	21.4	30.7	18.7	21.6	16.7	22	14.9					
25-17-D	1.5	3.5	4.5	3.6											
30-M-D															
44-D	14.8	11.2	11.4												
TOTALS	162.7	160.99	87.6	42.5	56.7	41.6	25.9	32.8	36.6	34.2	11	13.8	13.8	21.6	741.79

2-Jun

GASOLINE

12-2-G															
13-3-G	10	7.3	10.3	1.5	14.3	2.9									
14-3A-G															
15-4-G	35.6	33.3													
16-7-G	22.3														
19-11-G															
27-20-G	15.6	14.8	14.8	33.8	8.7										
28-59-G	26.5	26													
29-M-G	42.1	8.8													
42-24-G	18.2	14.7													
43-G															
47-G															
48-G	26.2	32.8													
49-G	5.5	10.3	6.1	30.2	17										
50-G															
TOTALS	202	148	31.2	65.5	40	2.9	0	0	0	0	0	0	0	0	489.6

GASOLINE	489.6
$.74 A GALLON	362.30

DIESEL	741.79
$.66 A GALLON	489.58

2-Jun

DIESEL

9-21-D	3.8	4.6	21	17.5	26	22.9	4.3	16.1	14.6	19.3	11	13.8	13.8	21.6	
11-1-D	20.7														
17-8-D	11.1														
18-9-D															
20-12-D	20.4	26													
21-13-D	27	31.99													
26-14-D	11	26.2	31.1												
23-15-D	33.4	35.9													
24-16-D	19	21.6	19.6	21.4	30.7	18.7	21.6	16.7	22	14.9					
25-17-D	1.5	3.5	4.5	3.6											
30-M-D															
44-D	14.8	11.2	11.4												
TOTALS	162.7	160.99	87.6	42.5	56.7	41.6	25.9	32.8	36.6	34.2	11	13.8	13.8	21.6	[redacted]

GASOLINE

12-2-G															
13-3-G	10	7.3	10.3	1.5	14.3	2.9									
14-3A-G															
15-4-G	35.6	33.3													
16-7-G	22.3														
19-11-G															
27-20-G	15.6	14.8	14.8	33.8	8.7										
28-59-G	26.5	26													
29-M-G	42.1	8.8													
42-24-G	18.2	14.7													
43-G															
47-G															
48-G	26.2	32.8													
49-G	5.5	10.3	6.1	30.2	17										
50-G															
TOTALS	202	148	31.2	65.5	40	2.9	0	0	0	0	0	0	0	0	[redacted]

GASOLINE	489.6
$.74 A GALLON	362.30

DIESEL	741.79
$.66 A GALLON	489.58

BOROUGH OF HATBORO

POLICE FUEL USAGE REPORT

2-Jun

(month - year)

37-1	37-2	37-3	37-4	37-5	37-6	37-7	37-8	
0	9.7	7.9	12	4	0	5.5	18.5	
	9.3	8	18.7	6.1		9.6		
	6.9	12.1		7.8		10.6		
	6	7.1		6.9		14.5		
	10.7	13.3		4.9				
	10.2	4.6		5.2				
	4.6	9		7				
	6.3	7.7		8.1				
	8.7	6.7		8.9				
	10.8	3.9		5.4				
	10.5	7.2		5				
	2.8	5.5		7.2				
	15	3.7		5.3				
	12.7	4.8		11.2				
	6.3	11.8		6.2				
	10.9	5.9		4.4				
	2.5	12.2		6.6				
	6.4	6.4		7.5				
	9.8	4.9		5.7				
	10.6	7.3		5.1				
	12.7	5.4		6.8				
	7.1	8.5		4.8				
	6.8	13.6		3.6				
	5.4	4.3		7.2				
	5.6	10.4		3.4				
	6.9	7		8.2				
	11.5	4.3		6.3				
	6.1	5.6		6.2				
	5	4.1		14.1				
	4.7	6.3		4.8				
		5.9		7.3				
		8.3		4.4				
		5.9		14				
		9.5		9				
		4.3						
0	242.5	253.4	30.7	228.6	0	40.2	18.5	813.9

Total Gasoline 813.9

at .74 gal = $602.29

_____

sign/initial

GENERAL FUND - Adj - _____ - Police Fuel Usage

Police Fuel	**01.410.250**	**D XXXX**	(charge account)
Maintenance Fuel	**01.437.410**	**C XXX**	(reduce account)

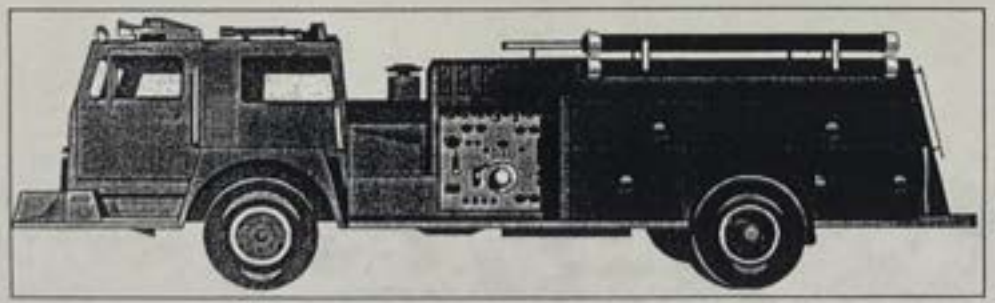
Jun-02

35-D	3.1	15.4													18.5
36-D															
37-D															0
45-D															
TOTAL	3.1	15.4	0	0	0	0	0	0	0	0	0	0	0	0	18.5

TOTAL DIESEL	18.5
DIESEL @ 5.66 A GALLON	12.21

34-G	25.6														
38-G	22														
39-G	18	17.5													
40-G	19.1														
46-G	32.1														
TOTAL	116.8	17.5	0	0	0	0	0	0	0	0	0	0	0	0	134.30

TOTAL GAS	134.30
GAS @ $.74 A GALLON	99.38



30-G	17.8	19.6													37.4	
33-G	23.2														23.2	60.6
31D	42	14.9	22.9												79.8	
32D															0	79.8

TOTAL DIESEL	79.8
DIESEL @ $ .66 A GALLON	$52.67

TOTAL GASOLINE	60.6
GASOLINE @ $ .74 A GALLON	$44.84

BOROUGH OF HATBORO

OFFICE OF THE FIRE MARSHALL

414 SOUTH YORK ROAD
HATBORO, PA 19040

MONTHLY FIRE MARSHALL REPORT

Month of : June 2002

	THIS MONTH	YEAR TO DATE
Inspections	19	112
Re-inspections	2	14
Fire Investigations	3	28
Special Service	2	12
Fire Reports Issued	0	0
Permits Issued	0	10
Permit Fees Collected	0	$957
Fire Report Fees Collected	0	0
Inspection Fees Collected	$90	$1,798
Miscellaneous Fees Collected	0	0
Total Fees Collected	$90	$2,755

Remarks: U & O Inspt. (4) For (22) Re-inspt 0 For (3) Fees $1,050 For $7,045

	Inspt.	Invest.	S.S	Totals
STAUCH	1.30	.45	1.15	4.0
THOMAS	.30	.35	2.00	2.05
SINE	2.45	.00	.00	2.45
READING	.45	.00	.00	.45
TOTALS	6.30	1.15	3.15	11.00

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, August 26, 2002

PRESENT
President Clark, Vice President Zygmont, Councilpersons Acker, Ehrsam, Polaneczky, Taggart, and Younglove, Mayor Celano, Solicitor Meyer, Chief Gardner, Treasurer McKean, Superintendent Stauch, and Borough Manager Pantano.

CALL TO ORDER
PRESIDENT CLARK called the meeting of the Council of the Borough of Hatboro to order at 7:33 p.m.

MINUTES
A MOTION was made by COUNCILPERSON ACKER to approve the minutes of the July 22, 2002 Council meeting. This motion was SECONDED by VICE PRESIDENT ZYGMONT and APPROVED by Council unanimously.

PRESIDENT'S REPORT
PRESIDENT CLARK stated that he had nothing to report at this time.

BOROUGH MANAGER'S REPORT
BOROUGH MANAGER PANTANO stated that he received notification that the Montgomery County Board of Commissioners has approved the final list of projects to be funded for the 2002 program year. The Borough has applied for and received preliminary approval of a $128,654 **Road Paving and Improvement Grant**. The Borough's match is $19,299 giving a total project cost of $147,953. The project includes milling and overlay of Penn Street, from Byberry Road to East Moreland Avenue, and New Road, from Byberry Road to East Moreland Avenue. The work on Penn Street will also include the removal of existing railroad tracks and the replacement of two sections of storm sewer. The reconstructed facilities will comply with all ADA requirements. Borough Manager Pantano mentioned that he contacted them and they have no problem with the Borough obtaining the money in order to get started on the design.

BOROUGH MANAGER PANTANO said he previously reported that he had been attending meetings with the **Montgomery County Consortium** concerning the possibility of doing a major study on the flooding in the **Pennypack Creek Watershed**. The project was to be funded through a series of grants awarded to the Center for Sustainable Communities in effort to address the flooding issues regionally. The project includes Hydrological Modeling, G.I.S. mapping, water quality monitoring, and evaluation of stormwater facilities. The project is planned over a three year period and will cost approximately $600,000. The **Center for Sustainable Communities** will contribute $100,000, and the William Penn Foundation will contribute $330,000. The municipalities will provide $100,000 collectively. The balance of the funds will be made up from F.E.M.A. and the State. Hatboro's contribution would be $4,080, which is based on information from the County showing that Hatboro comprises about 4.08% of the Pennypack Creek Watershed. The $4,080 would be budgeted over a three year period, so the yearly expense would be $1,360 for the $600,000 project. Borough Manager Pantano mentioned that he invited John Grainger, from the Center for Sustainable Communities, to attend the September Committee meeting to present an overview of the project. VICE PRESIDENT ZYGMONT asked how the Growing Greener program affects this project. Borough Manager Pantano stated that the balance of the funds should come from F.E.M.A. and the State. He added that the way the State works is that you have a single grant application therefore you might be looking for one grant and end up with approval on a different one. Borough Manager Pantano stated that they are pursuing other grant money for the Growing Greener Project.

BOROUGH MANAGER PANTANO stated that there is an old **Public Works vehicle** that has been replaced. It is a 1982 Ford F600 and is not in very good shape. Borough Manager Pantano wants to

put the truck out for bid because according to the Borough Code he has to accept bids before he can dispose of it. He will put an ad in the paper to solicit bids and will report back to Council with the results. Borough Manager Pantano mentioned the 1990 Caprice that Public Works has been using. He recently advertised to accept bids, however, no one provided a bid. He will advertise one more time and then dispose of it if there are no bids.

BOROUGH MANAGER PANTANO spoke with Wayne Wade from **Wade Associates** regarding the **D.C.E.D. grant** that Council authorized them to complete. The grant application is expected at some point next week. Additionally, Borough Manager Pantano discussed the **D.C.N.R. grant application** with Wayne Wade. He feels they could get this grant application done in time and could do it for about $500 - $1,000. This item has been placed on the Parks & Recreation portion of the agenda for further discussion.

BOROUGH MANAGER PANTANO stated that they have looked at a variety of streets to pave this year with the remaining funds budgeted for the **Road Paving Program**. There should be about $30,000 remaining out of the paving allocation through the Authority. Although they hoped to do an additional $30,000 in paving, there was a second emergency with one of the trash truck bodies. The cost for repairs was about $18,000. Since the first emergency repair was incurred at the expense of $18,000 for the other trash truck body replacement, Borough Manager Pantano stated that he wasn't sure where else to get the funds to cover the repairs other than the Authority. After discussing this issue with Council briefly, Borough Manager Pantano will request the Authority to pay for the repair. This leaves about $12,000 remaining for paving. He would like to discuss this issue in more detail at the September Council meeting.

PRIVILEGE OF THE FLOOR
There were no comments at this time.

TREASURER'S REPORT
TREASURER McKEAN reported that as of 07/31/02 the balances invested in the Pennsylvania Local Government Investment Trust (PLGIT) totaled $2,264,946.73. Interest credited for the month was $3,211.69. Average yield for July was 1.65%.

PAYMENT OF BILLS
After reviewing the bills and manual check list, VICE PRESIDENT ZYGMONT asked why the invoice to Kufen Electric, for the alarm, was charged to the pool's account. SUPERINTENDENT STAUCH stated that it was done in error and he would speak to Bookkeeper Cannon about resolving the issue.

VICE PRESIDENT ZYGMONT asked if the **Ikon** invoice was for the Borough photocopier. BOROUGH MANAGER PANTANO said yes. Vice President Zygmont asked if Borough Manager Pantano increased the amount of copies for the offices since we go over each month. Borough Manager Pantano said no but he'll check into it and get back to her.

PRESIDENT CLARK made a MOTION to APPROVE the bills and manual check list. This motion was seconded by COUNCILPERSON EHRSAM and APPROVED by Council unanimously.

MAYOR'S REPORT
MAYOR CELANO stated that he was relieved that the Borough has retained the Hatboro Police department and that they hired the Chief from within. He commended Council and especially Councilperson Taggart for their perseverance.

SOLICITOR'S REPORT
SOLICITOR MEYER stated that he filed an appeal with Court of Common Pleas in Montgomery County regarding **Carr & Duff v. Hatboro**.

SOLICITOR METER reported that he reviewed and drafted a legal opinion on a lease agreement between Abington Township and the Montgomery County Recycling Consortium, Restrictive Covenant and Commercial Development Agreement for a land development known as **Consortium Recycling Center**.

DEPARTMENT SUPERVISORS' REPORT

CHIEF GARDNER announced a reminder that **school** will be opening on September 4, 2002. He reminded motorists to drive carefully in school zones and bus stop areas.

CHIEF GARDNER discussed the **Citizen's Police Academy** program, which will be running its 6th session beginning on September 18th 2002. The program will run for 10 weeks. Residents from Hatboro and Horsham are invited to attend. Applications are available in both the Hatboro and Horsham police department offices. The classes are held on Wednesday's and there are different officers from each department teaching the courses. Chief Gardner stated that this program has received great feedback and encouraged the community to attend.

CHIEF GARDNER mentioned that the **police officer trading cards** project was started last year. It is funded entirely by community donations. The officers received their cards and have already distributed some of them. There are ambitious projects planned, with the schools, which would involve the distribution of the cards. The main goal is to make the community more familiar with the officers.

VICE PRESIDENT ZYGMONT asked about the response with the **911 system** that is currently being utilized by the Hatboro Police Department. CHIEF GARDNER stated that it's not very good. He said it works; however, it certainly loses the personal touch with the community. Chief Gardner referred to the "Bunny Trail" example where a caller requested assistance at the "Bunny Trail" and the 911 dispatchers were not familiar with the location. He added that it's a computer-based system and you are frequently dealing with people that are not familiar with the community. Vice President Zygmont asked if the response times were logged in. Chief Gardner said the response times are kept by the county community system. Additionally, once the calls are dispatched to the officers, they go right out; however, occasionally the calls are sitting based on priority calls. Chief Gardner stated that it's the same with all 911 systems. Mr. Joseph Tryon, Hatboro Federal Bank, stated that there was an incident on York Road where he called the Hatboro Police Department. The caller reported a problem with a car accident and a fight in progress. The county dispatchers were not familiar with BJ's Sports Cards and they dispatched the officers to CVS. Mr. Tryon added that by the time Chief Gardner was flagged down, the guy was gone. Mr. Tryon stated that the response from the county from the Chief and caller's point of views was unacceptable. If it was a robbery, he added, it could be a problem. Chief Gardner confirmed that this was a true incident. He mentioned that they were lucky enough to have caught the people involved but reiterated that they were sent to CVS rather than BJ's Sports Cards. COUNCILPERSON EHRSAM asked if the police department was keeping track of these calls. Chief Gardner said yes, and in the interest of being objective and fair they keep account of all of these calls, good or bad. Chief Gardner suggested evaluating them until the end of the year and then reevaluate the county system. Vice President Zygmont asked if the police department could provide the county with anything to help. Chief Gardner stated that the police department gives the county information to work from such as phone numbers and addresses, however a large problem is due to the callers from cell phones. Mr. Tryon added that the county didn't even ask him for his cell phone number

PRESIDENT CLARK stated that he went through the Borough and saw Chief Gardner out on the streets. He mentioned that his visibility was appreciated and the citizens appreciate it.

FIRE MARSHAL STAUCH submitted a report, in advance, which is attached.

SUPERINTENDENT STAUCH submitted a report, in advance, which is attached.

COUNCIL/COMMITTEE REPORTS

Zoning, Development & Historical Preservation – Mr. Acker
COUNCILPERSON ACKER stated that they are considering preliminary/final approval for **Commerce Bank** conditional upon the points in Solicitor Meyer's letter stating, "An appeal from the decision of the arbitrator of the American Arbitration Association was filed with the Court of Common Pleas in Montgomery County. The court entered a rule returnable for September 10, 2002, which requires Carr & Duff to file answer to our petition by September 10, 2002. A MOTION was made by COUNCILPERSON ACKER to authorize filing of the appeal. This motion was SECONDED by COUNCILPERSON POLANECZKY. With a vote of 6-0, having VICE PRESIDENT ZYGMONT abstain from voting because her husband is a paid for member from another bank, this motion was APPROVED by Council.

Administration – Dr. Clark
PRESIDENT CLARK stated that he had nothing to report at this time.

Budget & Insurance – Mr. Polaneczky
COUNCILPERSON POLANECZKY stated that he had nothing to report at this time.

Public Relations – Mr. Younglove
COUNCILPERSON YOUNGLOVE stated that he had nothing to report at this time.

Parks, Recreation, & Community Affairs – Mrs. Zygmont
VICE PRESIDENT ZYGMONT made a MOTION to approve moving forward with the **pool renovations** and funding activities and fund raising events. This motion was SECONDED by COUNCILPERSON EHRSAM. COUNCILPERSON POLANECZKY asked what this motion would bind the Borough to. Vice President Zygmont stated that it binds the Borough to seek funds. Councilperson Polaneczky asked if it forced the Borough to build the pool. Vice President Zygmont said that's not possible without the money. Councilperson Ehrsam mentioned that they voted for this same motion in 2001. This motion was APPROVED by Council unanimously.

Public Safety – Mr. Taggart
COUNCILPERSON TAGGART stated that he had nothing to report at this time.

Ralph DiRenzio, 240 North Penn Street, mentioned his concerns about the morning and afternoon rush hour on his street. He noted that he is especially concerned with the opening of school being right around the corner. Mr. DiRenzio stated that **speed limit signs** should be put up on the street. He added that there are always patrol cars on the street; however, people take advantage of the street when the patrol cars are not visible. CHIEF GARDNER stated that if there are not speed limit signs posted then there should be. Chief Gardner mentioned that the State would have the final approval, however, he suggested working on allowing radar to be used. The department currently uses Vascar but it falls short because the officer needs to set a specific distance. The decision on radar being used is something that's up to the state legislature. Chief Gardner reiterated that it's something the Borough should support. PRESIDENT CLARK stated that Borough Manager Pantano should draft a letter to the appropriate people. Chief Gardner stated that he would assist with this task.

Public Works & Public Properties – Mr. Ehrsam
COUNCILPERSON EHRSAM stated that he had nothing to report at this time.

PRIVILEGE OF THE FLOOR

Mickey Glantz, 224 South York Road, requested to allow Joe Tryon, President of Greater Hatboro Chamber of Commerce, to read the attached letter dated August 26, 2002 regarding a request to adopt a resolution that states "**Hatboro First**." Mr. Glantz then real the attached letter from Tom McMackin, Board of Directors of Main Street Hatboro, dated August 26, 2002. Mr. Glantz then read

his attached letter, dated August 26, 2002. After reading the letter, Mr. Glantz pleaded for Council to decide to keep the repair of cars, damaged in Hatboro, in Hatboro. PRESIDENT CLARK stated that he is aware that several conversations have taken place regarding this issue. He recommended Mr. Glantz to present this issue at the September Committee meeting and stated that he would be placed on the Public Safety portion of the agenda at that meeting. Mr. Glantz stated that he recently requested a meeting with the Public Safety Committee and was denied. Instead, he was asked to meet with Borough Manager Pantano, Chief Gardner, and Councilperson Taggart in lieu of the Public Safety Committee. He added that this is an issue that has been ongoing for a while. President Clark assured Mr. Glantz that it would be addressed on the agenda at the September Committee meeting. Mr. Glantz expressed his concern about simply repeating himself again. President Clark stated that it would be fine to restate his presentation. VICE PRESIDENT ZYGMONT asked if Mr. Glantz actually requested a meeting with the Public Safety Committee and was denied and if so, why? Mr. Glantz stated that he was denied because he had a meeting with the other people, listed above, instead. Mr. Glantz agreed to present at the September Committee meeting.

Mr. Bruce Hart, 175 Earl Lane, addressed several questions about the **pool**. Mr. Hart stated that Vice President Zygmont recently reported that 67% of the pool members were residents of the Borough of Hatboro. He asked what the percentage of people living in Hatboro was that utilized the pool. VICE PRESIDENT ZYGMONT stated that since 67% of the members were residents then the rest are non-residents. Mr. Hart explained that he understood that, however he was asking for the percent of the Borough residents that were members of the pool. COUNCILPERSON EHRSAM stated that it's about 5-6%. Mr. Hart asked what the concession stand profit was. Vice President Zygmont stated that this was the first year that they ran it "in-house" and they also hired a manager for it so she doesn't have the exact figures bu t it's about $3,000 in profit. Mr. Hart asked how many tax dollars it costs to run the pool. Vice President Zygmont stated that it was $16,700 last year so it wasn't a lot. Mr. Hart stated that it was a lot considering in July Council was looking at merging the Police Department to save on the Chief's salary. Mr. Hart inquired about the costs in the year 2004. Vice President Zygmont stated that it's about $500,000+ and her personal goal is to make the improvements without raising the taxes. Mr. Hart stated that he would rather raise his taxes to pay for the Police Department than the pool. Mr. Skip Emig, 211 East Moreland Avenue, stated that it's a facility that the Borough provides for the kids and it keeps them off the streets and out of trouble. He emphasized that he would gladly pay for the pool.

ADJOURNMENT & EXECUTIVE SESSION

PRESIDENT CLARK adjourned the August Council meeting at 8:57 p.m.

PRESIDENT CLARK stated that there would be a brief Executive Session immediately after the meeting.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Hartzell

BOROUGH OF HATBORO

PUBLIC WORKS DEPARTMENT

459 OAKDALE AVENUE
HATBORO, PA 19040

PUBLIC WORKS REPORT

Month: JULY, 2002

	Month	Year to Date
Loads of Trash	31	243
Tons of Trash	304.15	1,730.95
Street Opening Permits	0	6
Street Opening Fees Collected	0	$305
Sidewalk/Curb Permits	9	46
Sidewalk/Curb Permit Fees Collected	$320	41,566
Large Article Pick-up Stops	85	378
Amount of Large Articles Picked Up	153	651
Newspaper Tonnage	15.55	177.73
Grass/Leaves Tonnage	39.52	214.53
Recycled Glass/Cans Tonnage	14.80	95.65
Tires Recycled and Cost		104 $1,621.80
Recycles- Refrigerators/Freezers/Microwaves		
Cost of Above		

Remarks:

DIESEL

9-21-D	17.2	15.5	4.2	16.9	17.1	24.9	22.1	10.6	33.9	15.8	17.9	4.1	14.6	13.5	
11-1-D	33	32.1	6.2	21.5	13	27.2	35.4								
17-8-D															
18-9-D															
20-12-D	28														
21-13-D	30.9	14.1	4.6	30.2											
26-14-D	32.3	12.2	32.2	15.7	14.7	30	31.8								
23-15-D	43.6	37.1													
24-16-D	22.7	15.6	26	46.4	18.6	19.7	31.8	15.1	24.5						
25-17-D	1.9	2	3.3	3	3.9	2.4	2.8	4							
30-M-D															
43-2-D	33.5														
44-D	7.4	16.2	0.5	15.3											
TOTALS	250.5	144.8	77	149	67.3	104.2	123.9	29.7	58.4	15.8	17.9	4.1	14.6	13.5	1070.7

2-Jul

GASOLINE

13-3-G	7.4	11.9	12.6	1.4	12.4	3.2	4.3								
14-3A-G															
15-4-G	31.7	34.7	32.6	35.4											
16-7-G	21.9														
19-11-G															
27-20-G	16	15.4	14.6	15.3											
28-59-G	28.4														
29-M-G															
42-24-G	18.1														
47-G															
48-G	24.9	6.4													
49-G	3.7	10.3	29.1	1.2	5.3	28.79									
50-G															
TOTALS	152.1	78.7	88.9	53.3	17.7	31.99	4.3	0	0	0	0	0	0	0	426.99

GASOLINE 426.99

$.74 A GALLON 315.97

DIESEL 1070.7

$.66 A GALLON 706.66

NORTH BOROUGH PARKING LOT MONTH & YEAR 2-Jul

PARKING VIOLATION

DATE	TIME	TICKET NUMBER	LICENCE NUMBER	MAKE & COLOR	WIN	LOST	METER
7/9/02	13:24		PA DJG-4211	NISSAN RED			80
7/10/02	13:20		PA 5K57	BUICK RED			16
7/10/02	13:20		PA EHK-0805	MERCEDES			88
7/10/02	13:20		PA DTY-0833	CHEV BLACK			71
7/11/02	13:28		PA YAF-9268	CHEV PU			14
7/11/02	13:28		PA DCA-9925	PLYMOUNTH			97
7/11/02	13:28		PA ENE-1817	VW GRAY			38
7/23/02	13:51		PA ESA-6564	HONDA			12
7/23/02	13:51		PA EKL-6910	NISSAN GRAY			43
7/23/02	13:51		PA ELY-0175	GMC RED			60
7/23/02	13:51		PA DXX-5672	SATURN			58
7/23/02	13:51		PA EJD-3473	HONDA GRAY			89
7/24/02	13:08		PA DHH-1007	PLYMOUTH GREEN			91
7/25/02	13:08		PA ETZ-2025	NISSAN GRAY			6
7/25/02	13:08		PA DVE-3929	MERCURY WHITE			56

MONTH	15
	$75.00
YEAR	$495.00
YEAR	$570.00

BOROUGH OF HATBORO

POLICE FUEL USAGE REPORT

2-Jul

(month - year)

37-1	37-2	37-3	37-4	37-5	37-6	37-7	37-8	
0	6.6	0	7.5	4.8	0	9.8	15	
	8.3		7.4	5.6		7.6	17.7	
	4.2		8.1	4.8		8.6		
	6		8.3	8.9		8.3		
	6		6	7		7.4		
	7.7		5.3	8.3		9.7		
	4.5		4.5	5.3		5		
	5.9		3.3	6.9		5.7		
	6.7		7	7		9.6		
	9.5		6	6		7.8		
	8.9		2.7	6.9		6.5		
	7.9		9.2	11		7.1		
	7.2			2.9		5		
	8.7			7.4		8.4		
	7.6			6.6		7.1		
	4.6			7.1		6.1		
	8.5			9		8.3		
	7			5.6		7		
	6.8			8.1		9.4		
	5			3.6		10.2		
	4.5			8.8		5		
	7.2			4.4		6		
	6.8			7		4.5		
	6.2			6.9		8.7		
	8.9			7.5		10		
	6.7			9.9		7.6		
	7.9			3.1		10.4		
	5.3			8.3		5.5		
	3.7			5.2		19.4		
	9.8			3.9		4.7		
	7.2			4.6		8.5		
	8.3			9.5				
	6.7			5.7				
	8.4			12.5				
	8.3			5.1				
	10.9			4.5				
0	254.4	0	75.3	239.7	0	244.9	32.7	847

Total Gasoline 847

at .74 gal = $626.78

_____

sign/initial

GENERAL FUND - Adj - _____ - Police Fuel Usage

Police Fuel	**01.410.250**	**D XXXX**	(charge account)
Maintenance Fuel	**01.437.410**	**C XXX**	(reduce account)

2-Jul

30-G	7.4	9.8	9.7	22.9											49.8	
33-G															0	49.8
31D	40.4	43.8													84.2	
32D	21.5														21.5	105.7

TOTAL DIESEL	105.7
DIESEL @ $ .66 A GALLON	$69.76

TOTAL GASOLINE	49.8
GASOLINE @ $ .74 A GALLON	$36.85

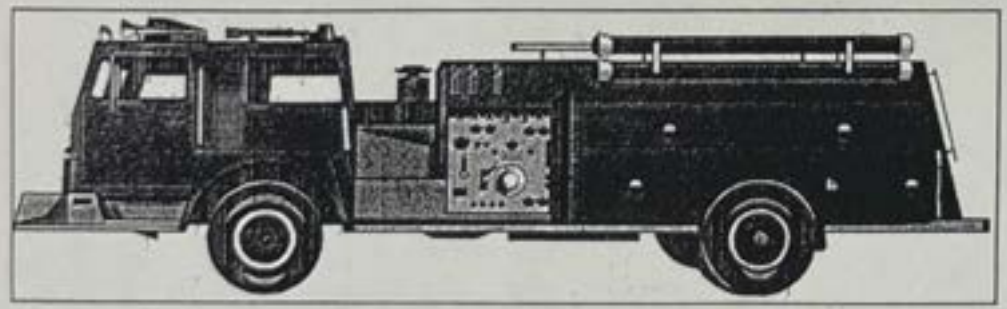
Jul-02

35-D	43.2	18.8													62
36-D	25.2	35.5													
37-D															0
45-D															
TOTAL	68.4	54.3	0	0	0	0	0	0	0	0	0	0	0	0	122.7

TOTAL DIESEL	122.7
DIESEL @ $.66 A GALLON	80.98

34-G	24.8	25.2													
38-G															
39-G	18.2	16.5	17												
40-G	19														
46-G	32.7	28.6													
TOTAL	94.7	70.3	17	0	0	0	0	0	0	0	0	0	0	0	182.00

TOTAL GAS	182.00
GAS @ $.74 A GALLON	134.68



BOROUGH OF HATBORO

OFFICE OF THE FIRE MARSHALL

414 SOUTH YORK ROAD
HATBORO, PA 19040

MONTHLY FIRE MARSHALL REPORT

Month of : July 2002

	THIS MONTH	YEAR TO DATE
Inspections	18	30
Re-inspections	1	15
Fire Investigations	4	32
Special Service	1	13
Fire Reports Issued	0	0
Permits Issued	1	11
Permit Fees Collected	$25	$982
Fire Report Fees Collected	0	0
Inspection Fees Collected	$3,085	$4,883
Miscellaneous Fees Collected	0	0
Total Fees Collected	$3,110	$5,865

Remarks: u o Inapt. (4) For (26) Re-inspt (2) For (5) Fees $1,240 For $8,285

	Inspt.	Invest.	S.S.	TOTALS
STAUCH	1.15	2.35	5.0	8.45
THOMAS	2.20	.25		2.45
SINE	2.45	0	0	2.45
READING	1.0	0	0	1.00
TOTALS	7.20	3.00	5.00.	15.20

2002 EXECUTIVE COMMITTEE

President	Joseph Tryon
Executive V.P.	Mickey Glantz
V.P. Finance	Thomas E. Harbaugh
V.P. Retail	Kenneth S. Bishop
[redacted] Professional	Joel Levin, CPA
[redacted] ndustrial	William Adams
[redacted] Prof. Women	Beverly M. Miller
[redacted] Restaurant	William Brusca
[redacted] etary	Linda Hoberg
Treasurer	Cathy Fullam, CPA
Past President	John G. Wischum
Legal Advisor	Robert John
Chief Operating Officer	John J. (Bud) Aiken, Jr.
Administrator	Barbara B. Davis

GREATER HATBORO CHAMBER OF COMMERCE

BOARD OF DIRECTORS

William Adams	William Mays
John Bethard	Beverly M. Miller
Kenneth Bishop	Thomas E. McMackin, Jr.
Thomas P. Bowie	Joseph Morgan
William Brusca	Susan Owen
Cathy DeMarco	Louis Polaneczky, CPA
Robert Ehrsam	Kathryn Steen-Rusch
Karen Fitzpatrick	Brian Schneck
Samuel Friedman	Sandi Spicer
Cathy Fullam, CPA	Joseph Tryon
Sidney Gamburg	Walter Jay Wiesenhutter
Mickey Glantz	John G. Wischum
Thomas E. Harbaugh	
Mark Henkels	HONORARY DIRECTORS
Andreas Hess	John J. (Bud) Aiken, Jr.
Linda Hoberg	Leonard Belfus
Dr. Joseph Lerner	John T. Durkin, Sr.
Joel Levin, CPA	Frank Jarrett
	Wallis Miller

August 26, 2002

Borough Council
Borough of Hatboro
414 South York Road
Hatboro, PA 19040

Gentlemen and Lady:

It has always been the intention of the Greater Hatboro Chamber of Commerce to promote commerce within Hatboro first. Our members, if possible, should favor any businesses within Hatboro first. Hatboro First shows your concern for our business district. A strong business district can be the focal point for the entire town.

We at the Chamber would like you to make a commitment to Hatboro first. This would mean if you are purchasing items on a daily basis, Hatboro would be first. This should be the same with all your dealings, "Hatboro First".

I personally think of Hatboro as one big family. We may not always agree but we are family and family comes first. So please adopt a resolution that states Hatboro First.

We would hope that our leaders in our community follow our commitment towards our businesses within Hatboro first.

Very truly yours,

Joseph J. Tryon, Jr.
President

bfd

120 South York Road • P.O. Box 244 • Hatboro, PA 19040 • 215-956-9540 • FAX 215-956-9635
www.hatboro-pa.com chamber@hatboro-pa.com

MAIN STREET
HATBORO

Board of Directors
Betty Bethard
Kenneth S. Bishop
Dr. Bucky L. Clark
Susan E. Cornell
John T. Durkin, Sr.
Rebecca Felten
Sidney Gamburg
Mickey Glantz
Marianne Horn
Thomas E. Harbaugh
Mark Henkels
Thomas E. McMackin
Brian Schneck
Kathryn Steen-Rusch
Theresa A. Weber
Walter Jay Wiesenhutter
Constance T. Wood
James E. Yoder

Main Street Partners
Platinum
Hatboro Federal Savings
Gold
Gamburg's Furniture
Greater Hatboro Chamber of Commerce
Silver
Hatboro Rotary Club
Jarrett Dodge
Government
Borough of Hatboro
PA Dept. of Community & Economic Development

August 26, 2002

Members of Borough Council
Borough of Hatboro
414 S. York Road
Hatboro, Pa 19040

Dr. Clark and Members of Council:

The mission of Main Street Hatboro Inc. is to help maintain and protect the health and welfare of the entire community. A key element in Main Street's mission is a strong and vital business district.

Main Street Hatboro has worked diligently on behalf of the York Road Business District and is keenly aware that our government officials share our concerns.

Your continued support of the programs that support businesses, especially along York Road, is of great importance to the entire community of Hatboro.

Thank you,

Thomas E. McMackin
President

120 South York Road • Suite One • Hatboro, PA 19040 • 215-957-9790 • fax 215-957-9791

HATBORO COLLISION

224 S. York Road • Hatboro, PA 19040 674-2660 • 674-2661

August 26,2002

I would like to begin in 1989 when I responded to an advertisement in the Inquirer for an autobody repair shop in Hatboro. On March 30, 1990, I made settlement and added the name Hatboro Collision to Paintarama. From that day to the present I have been supporting Hatboro and everything about Hatboro through the taxes I pay. I have always supported, sometimes reluctantly, everything our Council has been able to do for our community.

After two successful years, in 1992, I decided it was time to "give back" to our town and get involved in the civic organizations, a way of saying thank you for supporting my business.

1994-98 I became the President of the Greater Hatboro Chamber of Commerce and believe that through my leadership and contact with our Government, we were able to show other communities that we were an imaginitive and productive place to maintain a business.

In July 2000, I served as the President of the Hatboro Rotary, and again with cooperation of the Council we put Hatboro on the Rotary District map, via a very successful Circus.

I have also served for the past eight years as a member of the Board of Directors of the YMCA, a Board member of the Union Library for the past three years, and a Board of Director for MainStreet Hatboro and the local Meals on Wheels program. I am also proud to share with you that I served my country from 1965 through 1968 that included a year in Vietnam.

When I was President of the Chamber, the first order of business was insisting that we only purchase goods or "do business" with a chamber member or a merchant in Hatboro. You take care of your own first. That message is still a priority today.

Today I am finally representing myself, Mickey Glantz of Hatboro Collision/Paintarama, a full service collision repair facility, located at 224 South York Road, and is a business that provides the community with a credible, quality and service oriented autobody shop. I like to say, "your hometown bodyshop". I have seven full time employees, who patronize the businesses of Hatboro for breakfast, lunch, or just plain shopping.

I have a problem. I am losing business because our Police Department policy, and not through any fault of our new Police Chief, who inherited this plan, is allowing two Tow and Collision Shops, outside of Hatboro, to come into our town and tow away any vehicle or vehicles needing emergency towing. That includes cars involved in accidents.

I should remind everyone that unless your business is in Horsham or Warminster, you are not permitted to participate in Horsham's or Warminster's Police Duty Tow.

Based on the year 2000 numbers, there were 150 Police Duty Tows. (I was told that the year 2001 numbers are not available) In 2000, approximately 50 damaged cars were towed away because they were unable to be driven away safely. According to Allstate and State Farm Insurance companies (the two biggest writers for automobile insurance), the average repair estimate for a car in an accident is almost $2400. Therefore, based on these numbers, approximately $80,000.00 in business (2/3 of $120,000) is being towed, outside of Hatboro, to repair shops with no connection to our town. That is the bottom line.

Our Police do call upon DSA Collision (behind Wendy's) once every 3 weeks for a Duty Tow. I have spoken to Hatboro Car Care, 419 Lincoln Avenue in Hatboro, Greg Drebes is the owner. He and I would like the opportunity to be part of the Hatboro Police Duty Tow Roster, which would replace the two outside of Hatboro towing concerns and **KEEP HATBORO TOWING IN HATBORO**.

I appreciate any consideration you may make, but I plead with you, **KEEP BUSINESS IN HATBORO**.

Don J. Solomon, Esquire

300 North York Road
Hatboro, PA 19040

PA & NJ Bars

Phone: (215) 442-5540
Fax: (215) 442-5542

February 17, 2000

Mr. Mickey Glantz
Hatboro Collision/Paintarama
224 South York Road
Hatboro, Pennsylvania 19040

Re: Hatboro Towing

Dear Mickey:

Enclosed please find a microfilm copy of the original filed document from the Pennsylvania Department of State, Corporation Bureau for the above.

If you wish to discuss this or any other matter, do not hesitate to contact me.

Very truly yours,
Law Offices of Don J. Solomon

Don J. Solomon, Esquire

DJS/cl

:rofilm Number 200004 · 871

Filed with the Department of State on JAN 14 2000

[redacted] 2918974

Secretary of the Commonwealth JK

APPLICATION FOR REGISTRATION OF FICTITIOUS NAME

DSCB:54-311 (Rev 91)

In compliance with the requirements of 54 Pa.C.S. § 311 (relating to registration), the undersigned entity(ies) desiring to ister a fictitious name under 54 Pa.C.S. Ch. 3 (relating to fictitious names), hereby state(s) that:

The fictitious **name** is: HATBORO TOWING

A brief statement of the character or nature of the business or other activity to be carried on under or through the fictitious name is: Towing Services

The **address**, including number and street, if any, of the principal place of business of the business or other activity to be carried on under or through the fictitious name is (P.O. Box alone is **not** acceptable):

[redacted]24 South York Road,	Hatboro,	PA	19040	Montgomery
Number and Street	City	State	Zip	County

The **name** and **address**, including number and street, if any, of each individual interested in the business is:

Name	Number and Street	City	State	Zip

Each **entity**, other than an individual, interested in such business is (are):

Name	Form of Organization	Organizing Jurisdiction	Principal Office Address	Pa. Registered Office, if any
HATBORO COLLISION, INC.			224 South York Road, Hatboro, PA 19040	

The applicant is familiar with the provisions of 54 Pa.C.S. § 332 (relating to effect of registration) and understands that filing under the Fictitious Names Act does not create any exclusive or other right in the fictitious name.

[redacted]ional): The **name(s)** of the agent(s), if any, any one of whom is authorized to execute amendments to, withdrawals from or cancellation of this registration in behalf of all then existing parties to the registration, is (are):

PA. DEPT. OF STATE

2000 JAN 14 AM 8:44

W. BURR KEIM COMPANY
(800) 533-6113

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, September 23, 2002

PRESENT
President Clark, Vice President Zygmont, Councilpersons Acker, Ehrsam, Polaneczky, Taggart, and Younglove, Mayor Celano, Solicitor Meyer, Chief Gardner, Treasurer McKean, Superintendent Stauch, and Borough Manager Pantano.

CALL TO ORDER
PRESIDENT CLARK called the meeting of the Council of the Borough of Hatboro to order at 7:34 p.m.

MINUTES
A MOTION was made by COUNCILPERSON YOUNGLOVE to approve the minutes of the August 26, 2002 Council meeting. This motion was SECONDED by COUNCILPERSON EHRSAM and APPROVED by Council unanimously.

PRESIDENT'S REPORT
PRESIDENT CLARK stated that he had nothing to report at this time.

BOROUGH MANAGER'S REPORT
BOROUGH MANAGER PANTANO stated that he would like to submit the **2001 Paving Project closeout** documentation to the Authority for payment. He added that he requested a letter from the Engineer approving the release. The amount that was held as a retainer was $7,735.64.

BOROUGH MANAGER PANTANO said he is concerned about not receiving notification about the next step in the **2002 Paving Project** funding project. Borough Manager Pantano contacted the County to see if we could proceed with the design without jeopardizing the grant in any way. Borough Manager Pantano will report back to Council as more information becomes available.

BOROUGH MANAGER PANTANO stated that the **2000 & 2001 Liquid Fuels Audits** commenced on September 4th. The Auditors have completed their reviews and there have been no indications that there were any problems. The Auditor complimented our Bookkeeper, Colleen Cannon, on her record keeping and cooperation throughout the Audit. The final Audit will be received after all the information is reviewed in Harrisburg.

BOROUGH MANAGER PANTANO spoke about the Highway Occupancy Permit application needed for **Commerce Bank**. He stated that the Borough's Engineers have reviewed it and then Commerce Bank submitted it to PennDot. Upon receipt of the Highway Occupancy Permit, the developer can proceed with securing building permits and starting construction.

BOROUGH MANAGER PANTANO mentioned that he attended the second meeting of the **Local Task Force on Flooding**, which was sponsored by Senator Greenleaf. There were representatives there from D.E.P. County Planning Commission, Governor's Center for Local Government Services, the Center for Sustainable Communities, PEMA, and the Army Corp of Engineers. Borough Manager Pantano stated that we are taking a lead as the consortium in trying to address this. Senator Greenleaf indicated his commitment to work with the consortium and this group to provide funding and support. There was discussion regarding Phase II regulation for stormwater control. Some of the procedures, which needed to be followed in relation to the municipal applications, were reviewed as well as the components in the permit requirements. Borough Manager Pantano stated that he would review the regulations and report back to Council prior to the due date for the discharge permit to be submitted (03/10/03). The County plan that is being developed on Flood Hazard Mitigation was also discussed. This plan is required by FEMA in order to maintain flood insurance in the area. Borough Manager Pantano reported that Jeff Featherstone, the Center for

Sustainable Communities, would be addressing the flooding issues through the Watershed Study that they are doing.

BOROUGH MANAGER PANTANO was contacted by Peggy Shuber, YMCA Gymnastics Representative, to request that Hatboro consider being the Host Community for the **2004 YMCA National Tournament**. Mrs. Shuber requested, if Council is interested, that the Borough provide a letter of support to go along with the Hatboro YMCA's bid that needs to be submitted to the National YMCA by October. The YMCA is not asking for any financial commitment from the Borough. Borough Manager Pantano stated that there were would a big opening ceremony when it opens and it can be viewed as another way to promote people coming into Hatboro. Borough Manager Pantano placed this item on the agenda for further discussion.

BOROUGH MANAGER PANTANO contacted the representatives from **Sprint** to discuss the tower location. They met at the Borough parking lot behind First Union to look at the area. The representative from Sprint took pictures of the site, however, they need to do some investigations to see if the tower would work at that site and elevation. There are additional concerns about the site being so close to the Air Base and the fact that Borough Hall is a Historic Structure which affects how close the tower can be. Borough Manager Pantano stated that he would report back to Council as he receives more information. VICE PRESIDENT ZYGMONT asked if they gave a time frame for their response. Borough Manager Pantano said no.

BOROUGH MANAGER PANTANO received some correspondence from Senator Greenleaf's office concerning the **intersection of York and Moreland Roads**. There have been a number of accidents there including pedestrians and vehicles. They requested that the Borough work on getting approval from PennDot to have a "No Turn on Red" sign at that intersection. Borough Manager Pantano discussed this issue with Chief Gardner and he agreed that they should follow-up on this idea. If Council agrees then Borough Manager Pantano will proceed with the steps necessary to get the approval. VICE PRESIDENT ZYGMONT asked Chief Gardner why the traffic stops and traffic violation numbers are down. CHIEF GARDNER stated that they are working on them and keeping reports. He added that the enforcement goes hand in hand with other items for traffic. COUNCILPERSON EHRSAM asked if Chief Gardner is still down two officers. Chief Gardner stated that they are down three right now but hopefully it will go up in the near future. COUNCILPERSON POLANECZKY asked if there were smaller patrols. Chief Gardner said yes. He mentioned that three of the four squads are two-man squads and there is no detective. Chief Gardner assured Council that he is confident that the officers are doing a good job. The patrols are out there and the community is safe.

PRIVILEGE OF THE FLOOR

Bruce Hart, 175 Earl Lane, thanked the Public Works department for trimming the tree behind Crooked Billet and for taking care of clearing the path there as well. PRESIDENT CLARK thanked Mr. Hart and the other residents for their public comment.

TREASURER'S REPORT

TREASURER McKEAN reported that as of 08/30/02 the balances invested in the Pennsylvania Local Government Investment Trust (PLGIT) totaled $2,154,268.61. Interest credited for the month was $3,085.73. Average yield for August was 1.62%.

PAYMENT OF BILLS

After reviewing the bills and manual check list, VICE PRESIDENT ZYGMONT asked what the invoice for **Construction Demolition** was for. SUPERINTENDENT STAUCH stated that it was concrete removal from the pool. Vice President Zygmont said that the concrete work was completed in March or April. Superintendent Stauch agreed and stated that some of it was stock piled.

COUNCILPERSON POLANECZKY asked what the **additional loan interest** to **Hudson Bank**, on the manual check list, was for. BOROUGH MANAGER PANTANO stated that he did not know but he would find out and report back to him.

COUNCILPERSON EHRSAM asked if account number 410.230 was for the Police Department. CHIEF GARDNER stated that it was for **Police Department uniforms**.

COUNCILPERSON POLANECZKY made a MOTION to APPROVE the bills and manual check list, removing the additional interest payment to Hudson Bank until further notification. This motion was seconded by VICE PRESIDENT ZYGMONT and APPROVED by Council unanimously.

MAYOR'S REPORT

MAYOR CELANO stated that he had nothing to report at this time.

SOLICITOR'S REPORT

SOLICITOR MEYER stated that **Carr & Duff** filed answer to the Borough's petition to vacate the award and allow an appeal. Carr & Duff also filed petition to confirm award. Judge Moore signed order vacating arbitration award and allowing the appeal. The attorney for Carr & Duff claims this order was entered in error. The Borough will be filing an answer to Carr & Duff's petition to confirm award.

SOLICITOR METER reported that he had discussions with the attorney for **Mr. & Mrs. Munn** regarding the agreement for federal funds.

SOLICITOR MEYER began preparation of Development and Escrow Agreements for **Commerce Bank**.

DEPARTMENT SUPERVISORS' REPORT

CHIEF GARDNER stated that he is concerned about the **telephone system** at the police station. The current system is about ten years old. The have been experiencing problems recently and the latest incident was the motherboard which is the actual system. Chief Gardner stated that they don't make the motherboard anymore because it's an antiquated system. The phone has been modified to function, however, when two lines are going on then all four bleed together. Chief Gardner stated that the system has basically served it has purpose over the years. He has contacted several phone vendors and the estimates are around $8,000-9,000. Chief Gardner stated that he sat down with Borough Manager Pantano and there are funds available through minor equipment and communication. Chief Gardner's recommendation is to move forward with this so it doesn't have to be budgeted for next year. VICE PRESIDENT ZYGMONT suggested calling Verizon to find out about their contacts for funding and their new technology. Chief Gardner stated that they have the Centrex system and for paging and voicemail you have to pay a monthly fee, however, it does not include the equipment. Vice President Zygmont repeated her suggestion to call for funding and stated that she would give Chief Gardner the number to call. Chief Gardner said ok.

CHIEF GARDNER stated that he completed the event request form with Mickey Glantz for the **Christmas Parade**. He added that the paperwork was forwarded to Council in the last packet. Chief Gardner stated that he spoke to the Fire Police and they are taking a part in the parade.

CHIEF GARDNER reported that on Friday, September 21 between the hours of 10:00 p.m. and 3:00 a.m. they completed a **sobriety checkpoint** on York Road at Lehman Avenue. This was in conjunction with the Montgomery County Task Force and community volunteers. There were 1,000 vehicles stopped and 28 people were tested for Driving Under the Influence (D.U.I.). Out of the 28 tested, 7 were arrested for D.U.I. In addition, there was 1 summary vehicle code violation, 3 drug arrests, 1 disorderly conduct, and 1 underage possession of alcohol. A resident asked if the sobriety checkpoints cost the Borough. CHIEF GARDNER stated that it's supported entirely through grant money. The resident asked if the police could do them whenever they wanted to. Chief Gardner

stated that they are run randomly throughout the area. He added that they are generally done on a monthly basis and they have been done in the Borough before. Another resident asked if the statistics Chief Gardner were high or normal. Chief Gardner stated that it's consistent with the other municipalities.

FIRE MARSHAL STAUCH submitted a report, in advance, which is attached.

SUPERINTENDENT STAUCH submitted a report, in advance, which is attached. He added that the **25 mph speed limit signs** are installed on **Penn Street** as requested.

CHIEF GARDNER left at 8:05 p.m.

COUNCIL/COMMITTEE REPORTS

Public Safety – Mr. Taggart
COUNCILPERSON TAGGART reported that the Fire Board and the Enterprise Fire Company has the **fire budget** ready to go and they are almost ready to be presented. Councilperson Taggart stated that they would like to meet with the Budget & Insurance Committee. COUNCILPERSON POLANECZKY stated that this was the first time he heard of it and September 30th is not a good date. Councilperson Polaneczky asked for the Fire Company to call him and he would discuss it with his committee members about possibly meeting on October 9th or 10th. Rich LeFebvre stated that the Fire Company could meet earlier than September 29th as well. Councilperson Polaneczky stated that he is booked up but he might be able to meet on the weekend. He added that he would prefer to meet on October 9th or 10th.

Public Relations – Mr. Younglove
COUNCILPERSON YOUNGLOVE stated that he was not in attendance at the prior meeting but understands Sam Friedman's requests for the **Fall Festival**. Councilperson Younglove made a MOTION to allow the **South Jersey Paranormal Research Society** to utilize the Loller Building on September 22, 2002. This motion was SECONDED by VICE PRESIDENT ZYGMONT and APPROVED by Council unanimously.

COUNCILPERSON YOUNGLOVE made a MOTION to allow the **South Jersey Paranormal Research Society** to utilize the Loller Building on October 22, 2002. This motion was SECONDED by COUNCILPERSON EHRSAM and APPROVED by Council unanimously.

COUNCILPERSON YOUNGLOVE made a MOTION to allow the **shade trees** on York Road to be used for the **scarecrow contest** on the condition that the scarecrows are attached to the tree in a way that they do not damage the trees. This motion was SECONDED by VICE PRESIDENT ZYGMONT and APPROVED by Council unanimously.

COUNCILPERSON YOUNGLOVE made a MOTION to waive the $100 fee for Main Street vendor permits for the **Sidewalk Sale**. This motion was SECONDED by COUNCILPERSON EHRSAM. With a vote of 5 to 1, having COUNCILPERSON POLANECZKY abstaining from voting because he is on the Executive Board for the Chamber of Commerce and COUNCILPERSON TAGGART voting no, this motion was APPROVED by Council.

COUNCILPERSON YOUNGLOVE invited Mr. John Bethard to make a presentation about the **holiday parade** but told him that he was ready for a motion. Mr. Bethard stated that the parade has been occurring for 42 years now. Councilperson Younglove made a MOTION to allow the holiday parade to take place on Sunday, November 24th. This motion was SECONDED by VICE PRESIDENT ZYGMONT and APPROVED by Council unanimously.

Administration – Dr. Clark
PRESIDENT CLARK stated that the **YMCA** has provided Hatboro with the opportunity to bring people into Hatboro for their 2004 gymnastics tournament. Mrs. Shuber, representative of the YMCA, stated that the annual gymnastics championship is awarded to a town from the YMCA. She mentioned that about 5,000 people come from all over the states, including parents and coaches. The event runs for approximately runs for 4 days and most people spend extra time in the area. Mrs. Shuber stated that the YMCA is asking for Borough support in welcoming the tournament to this community. She mentioned that the YMCA likes to keep things within the community and they have been working with businesses. It has been found that the average person spends about $268 per day. PRESIDENT CLARK asked if the YMCA needed a letter of endorsement stating that they are welcomed in Hatboro. Mrs. Shuber said yes, it would be a letter welcoming them for the 2004 tournament. SOLICITOR MEYER stated that this could be done by Resolution. President Clark made a MOTION to generate a letter of support for the 2004 YMCA Gymnastics Tournament being welcomed into Hatboro. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously. COUNCILPERSON POLANECZKY added that this is not approval of this event. He expressed his concerns with parking and other items. He clarified that this motion was made but the details will still have to be worked out. President Clark asked Borough Manager Pantano to draft a letter with Councilperson Polaneczky's comments so they know the details will have to be worked out.

Budget & Insurance – Mr. Polaneczky
COUNCILPERSON POLANECZKY stated that he would like Council to consider a letter of intent to participate in the **Pennypack Creek Watershed Study**. He added that Mr. Grainger gave a nice presentation at the committee meeting about the large water study going on. This study will provide us with information for a basis on a variety of items. He asked if it ran about $4,000. BOROUGH MANAGER PANTANO said yes. Councilperson Polaneczky asked if we would receive maps. Borough Manager Pantano said yes and they'll receive money from FEMA, PEMA, the State, and Temple. He added that right now the project is estimated at $500,000-600,000 and they want to expand it based on more funding to $1,000,000. Borough Manager Pantano clarified that the $4,000 is a set amount. Councilperson Polaneczky made a MOTION to participate in this study and contribute funding in the amount of $4,080. This motion was SECONDED by COUNCILPERSON ACKER and APPROVED by Council unanimously.

COUNCILPERSON POLANECZKY stated that they have gone several rounds with negotiating the contract for the **Earned Income Tax collection**. He added that they have established that they can cancel within 90 days of the contract expiring. BOROUGH MANAGER PANTANO stated that we changed it to 30 days instead so we would have time to cancel. Councilperson Polaneczky stated that we can now renew the contract to collect for Earned Income Tax and the Occupational Privilege Tax. He added that he's received e-mails from people about the collection of the taxes and requested that this item be discussed at the committee meeting. COUNCILPERSON YOUNGLOVE asked if it was still up in December. Borough Manager Pantano stated that they are required to give 30 days notice prior to the agreement date, which is in December. He added that he would talk to Tax Collector Emig about this as it has been working quite well in-house for the business privilege tax. VICE PRESIDENT ZYGMONT stated that she would like for Borough Manager Pantano to get Tax Collector Emig's opinion based on her dealings with Berkheimer.

COUNCILPERSON POLANECZKY stated that Borough Manager Pantano and Chief Gardner have set up a preliminary budget. He added that Public Works has certain capital items. The budget process is moving along and he suggested that it is discussed at the next meeting.

Parks, Recreation, & Community Affairs – Mrs. Zygmont
VICE PRESIDENT ZYGMONT made a MOTION to approve **Resolution 02-05** authorizing the submission of the **DCNR Grant application** for the **Hatboro Memorial Pool renovations**. This motion was SECONDED by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

VICE PRESIDENT ZYGMONT made a MOTION to allow the **Hatboro Little League** to erect a 10' high, 60' X 40' fence for a warm-up area. This motion was SECONDED by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously. Councilperson Polaneczky asked if we have found out about the perimeter. BOROUGH MANAGER PANTANO stated that it's on the inside of the fence. Vice President Zymont stated that they are connecting it.

VICE PRESIDENT ZYGMONT made a MOTION to approve **Concerts in the Park** in 2003. This motion was SECONDED by COUNCILPERSON EHRSAM and APPROVED by Council unanimously. COUNCILPERSON ACKER asked what type of concerts they would be. Vice President Zygmont stated that they obtained a list from the Horsham Recreation Department and contacted the people on the list. She added that she contacted the schools to have the first concert around Memorial Day weekend. Then there would be time for two more concerts during the summer.

VICE PRESIDENT ZYGMONT made a MOTION to approve opening the **Hatboro Memorial Pool** on Saturday, May 24th for the weekends only. This motion considers the pool opening fulltime on June 14th. COUNCILPERSON POLANECZKY asked if August 30th was Labor Day weekend next year and if the pool should be open throughout that weekend. Vice President Zygmont stated that the pool should not be open during the Labor Day holiday because we don't do a lot of business that weekend. Councilperson Acker asked if it would be a concern to obtain help from Public Works at that point. COUNCILPERSON EHRSAM said no. Vice President Zygmont stated that we might be lucky and have early warm weather again. She added that this is only adding staffing for three weekends. This motion was SECONDED by Councilperson Ehrsam. COUNCILPERSON TAGGART asked if anyone has contacted the YMCA regarding the Hatboro Memorial Pool renovations. Vice President Zygmont spoke to the director at the YMCA but she is waiting to see how the fund raising goes from within. Councilperson Taggart asked if we should meet with the YMCA. Vice President Zygmont stated that she would like to take this year and then evaluate the funding. A resident asked if the grant was written. Vice President Zygmont stated that Wade Associates has already taken care of that.

COUNCILPERSON ACKER asked how the goose control was this year. VICE PRESIDENT ZYGMONT stated that the **Goose Guys** worked but when she stopped by today there were geese there.

Public Works & Public Properties – Mr. Ehrsam
COUNCILPERSON EHRSAM made a MOTION to authorize proceeding with the purchase of the **Public Works pick-up truck**. He mentioned that $19,000 was originally budgeted for a 2002 truck but we were able to get a 2003 truck for only $500 more. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

Zoning, Development & Historical Preservation – Mr. Acker
COUNCILPERSON ACKER stated that at the September Committee meeting there was a request submitted for **120 Broad Street** where it meets Monument Avenue. The Applicant made a presentation at that meeting. Councilperson Acker stated that the Zoning Hearing Board will ultimately make the decision since it does not comply with the current zoning in the R-1 Residential District. The proposal, when subdivided, would be non-conforming. Councilperson Acker stated that based on the meetings and comments from the residents, they are concerned with this proposal. Councilperson Acker stated that people pay a premium for R-1 lots in the Borough and there is a sense of integrity in the neighborhoods. Councilperson Acker reported that he does not support any non-conformities. Based on the possible recourse of this decision, he would like to send Zoning Officer Heller to the Zoning Hearing Board when it's scheduled so that he can discuss the concerns. COUNCILPERSON POLANECZKY asked if we ever sent a Borough Official to the Zoning Hearing Board meetings in the past to share their opinions. SOLICITOR MEYER stated that he was once sent on one. He added that historically you can send an official if you feel particularly strong about a

certain issue. Councilperson Polaneczky asked if this would set precedence. Solicitor Meyer stated that Council is an official body and their voices can be heard if they feel strongly. Councilperson Polaneczky stated that he feels uncomfortable influencing their outcome and doesn't want to set a precedence of telling the Zoning Hearing Board what to do. Councilperson Acker stated that we wouldn't tell them what to do, rather formally express the opinion of Borough Council. BOROUGH MANAGER PANTANO stated that either Zoning Officer Heller or Solicitor Meyer could attend the meeting. He added that it could be done either way. Councilperson Acker made a MOTION to authorize Zoning Officer Heller to appear before the Zoning Hearing Board to express the concerns of Council about this issue. COUNCILPERSON EHRSAM asked how many R-1 homes were in that area. Councilperson Acker stated that he was not sure off the top of his head. Councilperson Ehrsam stated that there are other non-conforming houses in that area. A resident stated that the entire block is R-1 and across the street is as well. Councilperson Ehrsam agreed but mentioned that there are non-conforming there also. The resident stated that even if some others were grand fathered in, it's still not an argument. She added that the residents should have a say in this matter. Councilperson Polaneczky stated that if the Borough sends someone in to speak on behalf of Council then that person could address these concerns. Councilperson Acker restated that he is not in favor of this decision and would like to send Zoning Officer Heller to provide testimony to be considered by the Zoning Hearing Board. He added that the neighbors will want to be there and this will be in the record and then when the Zoning Hearing Board reviews it then they can base their decisions on this. PRESIDENT CLARK stated that Zoning Officer Heller is currently not feeling well and if he cannot attend the meeting then they'll send Solicitor Meyer. Councilperson Ehrsam stated that he is opposed to this decision. This motion was SECONDED by Councilperson Younglove. With a vote of 6 to 1, having Councilperson Ehrsam vote against it, this motion was APPROVED by Council unanimously. The resident asked if Council could vote against it. Councilperson Acker stated that they cannot vote against it but they can relay that they are not in favor of doing that in the R-1 district. The resident agreed that this would be setting a horrible precedence for Hatboro. She added that the schools are already overcrowded and with more people this problem will only get worse. BOROUGH MANAGER PANTANO stated that the Zoning Hearing Board meeting was supposed to be for October 9th provided we received the extension letter from the Applicant, which was supposed to be faxed over tonight. He added that if they don't receive the letter then they would proceed with the meeting tomorrow night. The resident asked if the meeting would still take place tomorrow despite the signs on the Borough doors canceling the meeting. Borough Manager Pantano stated that the meeting would only take place tomorrow if they don't receive the letter of extension. The resident stated that she was told by the Borough's staff that the meeting was not on. Borough Manager Pantano stated that they cancelled the meeting and told the newspapers as well. He added that Borough Manager Pantano stated that according to the Municipalities Planning Code the Applicant has specific rights. The Applicant verbally agreed that there was no problem for the extension letter to be submitted but Borough Manager Pantano still has not received it. The worst-case scenario would be not receiving the letter and then the meeting would take place on Tuesday night. The resident asked when this decision would be made by. Borough Manager Pantano stated that it would be decided by tomorrow evening at 5:00 p.m. He mentioned that he would call the residents if he did not receive the letter tonight. It will be a situation that will have to be dealt with when it occurs. Councilperson Acker stated that he forgot to mention that there was information from the Planning Commission forwarded to Council and they felt it would set an undesirable precedence.

COUNCILPERSON ACKER stated that there were two items which were both minor sub-divisions that were both conforming. Councilperson Acker made a MOTION to approve the **313 Tanner Avenue minor subdivision** based on meeting the conditions of the Gilmore & Associates letter dates September 6, 2002. This motion was SECONDED by COUNCILPERSON POLANECZKY and approved by Council unanimously.

COUNCILPERSON ACKER made a MOTION to approve the **342 Tanner Avenue minor subdivision** based on meeting the conditions outlined in the September 20, 2002 Gilmore & Associates letter. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and

APPROVED by Council unanimously. BOROUGH MANAGER PANTANO repeated that both are approved based on the Borough Engineer's letters.

ADJOURNMENT & EXECUTIVE SESSION

PRESIDENT CLARK adjourned the September Council meeting at 8:57 p.m.

PRESIDENT CLARK stated that there would be a brief Executive Session immediately after the meeting.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Hartzell

BOROUGH OF HATBORO

PUBLIC WORKS DEPARTMENT

459 OAKDALE AVENUE
HATBORO, PA 19040

PUBLIC WORKS REPORT

Month: Aug.,2002

	Month	Year to Date
Loads of Trash	37	280
Tons of Trash	266.91	1,997.86
Street Opening Permits	5	11
Street Opening Fees Collected	$330	$635
Sidewalk/Curb Permits	8	52
Sidewalk/Curb Permit Fees Collected	$590	$2,256
Large Article Pick-up Stops	25	403
Amount of Large Articles Picked Up	38	689
Newspaper Tonnage	19.72	234.25
Grass/Leaves Tonnage	24.53	202.26
Recycled Glass/Cans Tonnage	13.82	109.47
Tires Recycled and Cost	0	104 for $202.26
Recycles-Refrigerators/Freezers/Microwaves		
Cost of Above		

Remarks:

NORTH BOROUGH PARKING LOT MONTH & YEAR 2-Aug

PARKING VIOLATION

DATE	TIME	TICKET NUMBER	LICENCE NUMBER	MAKE & COLOR	WIN	LOST	METER
8/6/02	13:13		PA DGT-7784	SATURN GREEN			35
8/6/02	13:13		PA DZV-9869	NISSAN			79
8/6/02	13:13		PA DXA-0766	CHEV GREEN			71
8/7/02	13:04		PA ECN-3053	VW GRAY			77
8/8/02	13:15		PA DKY-2598	DODGE BROWN			53
8/12/02	13:20		PA EXF-9295	CHEVRED			3
8/12/02	13:20		PA DZK-7788	HONDA RED			15
8/19/02	13:07		PA EHJ-1698	CHEV GREEN			23
8/20/02	13:23		PA DRH-2206	BUICK RED			33
8/20/02	13:23		PA DTY-6336	PLYMONTH RED			70
8/21/02	13:16		PA DYG-4337	HONDA RED			14
8/21/02	13:16		PA DHX-2963	TOYOTA RED			58
8/21/02	13:16		PA EHC-0449	SATURN RED			77

YEAR	$570.00
MONTH	$65.00
YEAR	$635.00

BOROUGH OF HATBORO

POLICE FUEL USAGE REPORT

2-Aug

37-1	37-2	37-3	37-4	37-5	37-6	37-7	37-8	
0	9.7	12.1	7.8	7.3	0	6.4	17.2	
	7.9	12.1	13.4	5.2		4.3	17.5	
	3.7	10.3	5.8	4		8.6		
	13.9	10.4	3.8	6.3		4.2		
	7.4	4.1	7.5	6.8		7.4		
	5.7	5.2	11.3	3.7		7		
	8.2	5.9	5.2	7		11.9		
	3.9	8.2	11.9	2.6		6.7		
	16.1	5.9		4.7		5.3		
	8.6	11		4.9		4.9		
	8.5	4.4		3		5.8		
	3.7	5.1		6.4		9.3		
	6.1	7.6		8.1		8.5		
	11.4	6.7		3.2		8.4		
	11.4			10.7		5.2		
	6.7			5.6		6.8		
	7.5			7.6		12.5		
	8.88			7.7		6.7		
	6.9			4.6		5.7		
	4.1			4.6		4.9		
	4.3			5.9		9.4		
	7.3			9.5		4.9		
	5.9			2.8		6.6		
	2.9			5.4		8.2		
	5.8			3.9		7.7		
	2.2			7.8		4.8		
	3.8			5.6		16.7		
	7			6.3		8.1		
	10.2			10		6		
	10.8			5.8		3.3		
	4.2			10.9		7.7		
	15.4			3.7		5.1		
	6			3.1		12.2		
	2.6			6.4		7.2		
	7.5			5.3		9		
	13.7			9.8		9.1		
0	269.88	109	66.7	216.2	0	266.5	34.7	962.98

Total Gasoline 962.98

at .74 gal = $712.61

_____
sign/initial

GENERAL FUND - Adj - _____ - Police Fuel Usage

Police Fuel	**01.410.250**	**D XXXX**	(charge account)
Maintenance Fuel	**01.437.410**	**C XXX**	(reduce account)

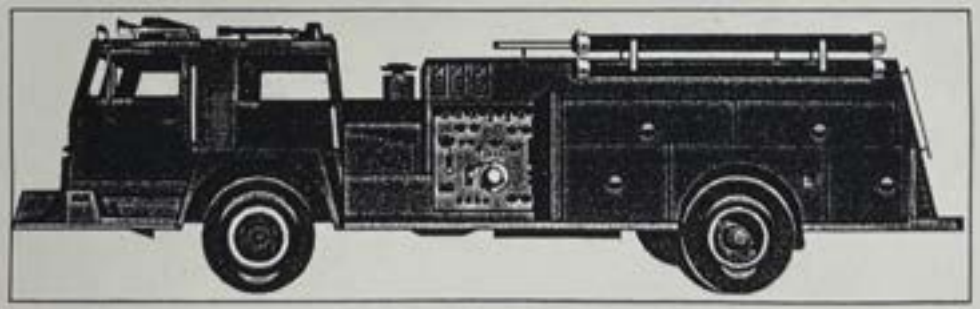
Aug-02

35-D															0
36-D	27.2														
37-D															0
45-D															
TOTAL	27.2	0	0	0	0	0	0	0	0	0	0	0	0	0	27.2

TOTAL DIESEL	27.2
DIESEL @ $.66 A GALLON	17.95

34-G	22.8	18.8													
38-G															
39-G	18	17.37													
40-G	18	18.3	18.8												
46-G	29														
TOTAL	87.8	54.47	18.8	0	0	0	0	0	0	0	0	0	0	0	161.07

TOTAL GAS	161.07
GAS @ $.74 A GALLON	119.19



2-Aug

30-G	18.6	14.5													33.1	
33-G	21.7	18.5													40.2	73.3
31D	41.6	34.3	35.6	38.1	37.8	38.1									226	
32D															0	225.5

TOTAL DIESEL	225.5
DIESEL @ $ .66 A GALLON	$148.83

TOTAL GASOLINE	73.3
GASOLINE @ $ .74 A GALLON	$54.24

2-Aug

DIESEL

9-21-D	10.3	11.7	21.6	21.8	21.4	19.6	12.8	13.2	25.5	23.5	19.3	24	22.3	23.2	
11-1-D	35.8	33.4	12.1												
17-8-D															
18-9-D	37.8	26.1													
20-12-D															
21-13-D	27	10.1	19.2												
26-14-D	32.7	18.7													
23-15-D	34.5	37.8													
24-16-D	11.9	21.7	28.1	22.6	22.3	29.5	19.4								
25-17-D	5														
30-M-D															
43-2-D															
44-D	17.1														
TOTALS	212.1	159.5	81	44.4	43.7	49.1	32.2	13.2	25.5	23.5	19.3	24	22.3	23.2	773

GASOLINE

13-3-G	10.3	1.2	5.7	12.5	11.9	1.6	5.5								
14-3A-G															
15-4-G	35.4	36.2	25.1	32.8	30.3										
16-7-G	20.8														
19-11-G															
27-20-G	13.1	13.2	14	13.2											
28-59-G	26.3	20.5													
29-M-G	28.2														
42-24-G	17.5	16.7	17.5												
47-G															
48-G	31.3	27.4	9.9	35.2											
49-G	32.4	28.2	21.4												
50-G															
TOTALS	215.3	143.4	93.6	93.7	42.2	1.6	5.5	0	0	0	0	0	0	0	595.3

GASOLINE	595.3
$.74 A GALLON	440.52

DIESEL	773
$.66 A GALLON	510.18

BOROUGH OF HATBORO

OFFICE OF THE FIRE MARSHALL

414 SOUTH YORK ROAD
HATBORO, PA 19040

MONTHLY FIRE MARSHALL REPORT

Month of : August 2002

	THIS MONTH	YEAR TO DATE
Inspections	26	256
Re-inspections	8	23
Fire Investigations	6	38
Special Service	2	15
Fire Reports Issued	0	0
Permits Issued	7	18
Permit Fees Collected	$275	$1,257
Fire Report Fees Collected	0	0
Inspection Fees Collected	$1,979	$6,862
Miscellaneous Fees Collected	0	0
Total Fees Collected	$2,254	$8,119

Remarks: U & O Ispt. (3) For (29) Re-Inspt (0) For (5) Fees $1,020 For $9,305

	Inspt.	Invest.	S.S.	Totals
STAUCH	1.20	1.25	2.10	4.55
THOMAS	.30	.25	0.0	.55
SINE	3.30	.30	0.0	4.0
READING	0.0	0.0	0.0	0.0
TOTALS	5.20	2.25	2.10	6.30

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, October 28, 2002

PRESENT
President Clark, Vice President Zygmont, Councilpersons Acker, Ehrsam, Polaneczky, Taggart, and Younglove, Mayor Celano, Solicitor Meyer, Chief Gardner, Superintendent Stauch, and Borough Manager Pantano.

CALL TO ORDER
PRESIDENT CLARK called the meeting of the Council of the Borough of Hatboro to order at 7:35 p.m.

MINUTES
A MOTION was made by COUNCILPERSON YOUNGLOVE to approve the minutes of the September 23, 2002 Council meeting. This motion was SECONDED by VICE PRESIDENT ZYGMONT and APPROVED by Council unanimously.

PRESIDENT'S REPORT
PRESIDENT CLARK stated that that last month there was a presentation from the **YMCA** regarding the **2004 National Gymnastics Tournament** being held in Hatboro. Hatboro and Western Pennsylvania were both in the running for hosting the meet. President Clark was pleased to announce that Hatboro was selected to host the 2004 National Gymnastics Tournament. He stated that the YMCA expects between 4,000 - 6,000 people to visit the Borough during the tournament. He added that it's an honor to hold it in the town. President Clark said there is a lot to prepare for and he is pleased that Hatboro was selected.

BOROUGH MANAGER'S REPORT
BOROUGH MANAGER PANTANO stated that he sent a letter to **Berkheimer** regarding the **Earned Income Tax collection**. He indicated in the letter that we are very concerned about the significant drops in Earned Income Tax collections which are projected to be as much as $163,000 since 1999. He requested a more detailed accounting of the last four years comparing the numbers from the associated collections and further justifications as to the large decrease over the past several years. Borough Manager Pantano pointed out that we have until November 30th to put Berkheimer on notice that the existing contract will not automatically continue. He suggests that we notify them that the contract will not automatically renew. He added that we could always sign a new agreement with them if we decide to stay with Berkheimer.

BOROUGH MANAGER PANTANO said the grant application for the **Revitalization/Comprehensive Plan Update Funding** from the County. We are expected to be on their November agenda for approval. The grant request is for $22,000 with a local match requirement of $7,650. The Borough match was a budgeted item through the Borough Authority in the amount of $8,000.

BOROUGH MANAGER PANTANO stated that he received notification from the State that we were not awarded the $65,000 grant that we applied for this year. The grant was for the **renovations of the exterior of Borough Hall**. He added that there was no discussion in the letter as to why the grant was not awarded other than the funding is limited and they could not fund all projects. Borough Manager Pantano mentioned resubmitting the application for next year's funding.

BOROUGH MANAGER PANTANO spoke about sending out the first round of **Rental Registrations** to the property owners. There have been a great number of inquires about this new procedure, however, it appears as if many people are complying. The first mailing included approximately 165 property owners, which is equivalent to approximately 280 property units. We have received $6,000 in registration fees so far. According to the Ordinance, the inspection of the units should be done

within three years of the registration. The second round of registration mailings should be done before the end of the year.

BOROUGH MANAGER PANTANO mentioned that he previously reported that there were some various **Pennypack Creek Channel** maintenance items that needed to be addressed, which were identified in the Army Corp of Engineers' Report. The banks along the creek have been cut and the rodent holes have been filled in. The exposed netting that is in place for soil erosion control has been covered with soil. Borough Manager Pantano believes that we have addressed all of the necessary maintenance items, which were identified. He budgeted $3,500 in this year's budget and has included $3,500 in next year's budget for ongoing maintenance.

BOROUGH MANAGER PANTANO sent a letter to Representative Cornell's office on **House Bill 1961**, addressing the issue of **radar in Pennsylvania**. Both Chief Gardner and Borough Manager Pantano signed the letter supporting this Bill. We received a letter of response back from Representative Cornell as well as a copy of the letter he sent to Representative Geist, Chairman of the Majority Transportation Committee.

BOROUGH MANAGER PANTANO mentioned that the contractor for the **paving** on **Lantern Lane** would start at the end of the week providing Council approves the quote received. The time frame outlined by the contractor seemed to be feasible.

BOROUGH MANAGER PANTANO received a letter from the Upper Moreland – Hatboro Joint Sewer Authority outlining the construction schedule for the **Sewer Authority Interceptor** and how it relates to the street closings in Hatboro. Borough Manager Pantano stated that his intentions are to put it on the community channel and the website so the people in the Borough know what is going on.

BOROUGH MANAGER PANTANO announced that we received this year's allocation of State Aid for the **Municipal Pension Plans**. This year's allocation was $119,672, Next year's MMO, which is the minimum amount that the Borough is responsible for is, is $164,447. Borough Manager Pantano added that this is almost $45,000 more that last year and will be reflected in the 2003 budget presentation.

BOROUGH MANAGER PANTANO mentioned that the **State Department of Environmental Protection** has initiated a new program where they require waste transporters to register their trucks. They call it a "**Safety Transportation Program**." Borough Manager Pantano stated that it will cost the Borough about $100 per truck to register and we have four trucks to register. Borough Manager Pantano added that although this is not a significant cost, it is an increase in the administrative overhead, which we have for trash disposal.

VICE PRESIDENT ZYGMONT stated that she read Borough Manager Pantano's report but she also wanted to know if there was any news from the **cell tower**. BOROUGH MANAGER PANTANO said yes and it turns out that the Borough does not own the property behind **First Union Bank**. He added that we have some type of lease agreement with First Union Bank to use it but he found out from getting the tax documents from Sprint and none of the tax parcel numbers are from the Borough. Vice President Zygmont was concerned that the Halloween Haunted House was located on the First Union Bank lot.

TREASURER'S REPORT

TREASURER McKEAN reported that as of 0930/02 the balances invested in the Pennsylvania Local Government Investment Trust (PLGIT) totaled $2,074,408.68. Interest credited for the month was $2,761.51. Average yield for September was 1.60%.

PAYMENT OF BILLS

After reviewing the bills and manual check list, VICE PRESIDENT ZYGMONT asked Borough Manager Pantano checked into whether or not we can get a better deal on copies from **Icon**.

BOROUGH MANAGER PANTANO stated that a whole analysis was done and it costs more the other way. He added that the current way is the most effective.

VICE PRESIDENT ZYGMONT noticed that the Borough was buying **medicine** for the various offices. She asked why we were buying it. SUPERINTENDENT STAUCH stated that it was purchased for Borough Hall. Vice President Zygmont asked if it was a liability. BOROUGH MANAGER PANTANO stated that the last safety inspector told us that the first aid kits were not filled so we purchased the items. COUNCILPERSON POLANECZKY stated that there was a lot of money spent on the various medications, including cold and allergy medication.

COUNCILPERSON YOUNGLOVE made a MOTION to APPROVE the **bills** and **manual check list**. This motion was seconded by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

COUNCILPERSON POLANECZKY asked if the Borough received $42,500 for the **Fireman's Relief Fund**. BOROUGH MANAGER PANTANO said yes and the money was turned over to the State.

VICE PRESIDENT ZYGMONT asked about the **Hudson Bank** invoice that appeared on last month's warrant list. BOROUGH MANAGER PANTANO stated that it was the **1998 Commercial Loan/TAN** that Bookkeeper Colleen Cannon entered but then backed out of the warrant. He mentioned that he contacted Councilperson Polaneczky about this issue the next day.

MAYOR'S REPORT

MAYOR CELANO stated that he was happy to meet the individual opening the **music store** in his old music store.

SOLICITOR'S REPORT

SOLICITOR MEYER stated that he was waiting for the discovery period to end for **Carr & Duff** and then he would file paperwork for oral argument. The waiting period is for a term of 60-days.

SOLICITOR METER stated that he would continue to negotiate acceptable language for both sides regarding the **Munn property**. Solicitor Meyer mentioned that Councilperson Younglove was helpful with this issue.

SOLICITOR MEYER prepared the Developers and Escrow Agreements for **Commerce Bank**. He received a report from PennDOT stating that the plans need to be revised. Solicitor Meyer added that he received a fax from Gilmore & Associates regarding a November 13, 2002 pre-construction meeting.

SOLICITOR MEYER mentioned that the McClure's requested a variance to take their property on **Broad Street** from 16,000 square feet to two 8,000 square foot lots in the R-1 district. They also requested a side-year variance. There is a 10,000 square foot minimum required and a decision is expected to be rendered on October 30, 2002.

DEPARTMENT SUPERVISORS' REPORT

CHIEF GARDNER stated that in the past the police department ran various **bike safety programs**. He has iniated a new set of events to set forth and conduct. The first phase of the safety campaign is to team up with McDonald's, Senator Greenleaf, and State Farm. The police departments have received safety awards to distribute when the officers on patrol see a child wearing a helmet, etc. Chief Gardner mentioned that this was a proactive, positive approach to safety. The bike patrol officers will also talk to students at Pennypack and Crooked Billet about bike safety issues. In addition, there are tentative plans for a bike rodeo in May. Chief Gardner plans on having the kickoff begin immediately.

FIRE MARSHAL STAUCH submitted a report, in advance, which is attached.

SUPERINTENDENT STAUCH submitted a report, in advance, which is attached.

COUNCIL/COMMITTEE REPORTS

Public Safety – Mr. Taggart
COUNCILPERSON TAGGART stated that he had nothing to report at this time.

Public Relations – Mr. Younglove
COUNCILPERSON YOUNGLOVE stated that he had nothing to report at this time.

VICE PRESIDENT ZYGMONT asked if there will be an upcoming **newsletter**. COUNCILPERSON YOUNGLOVE stated that he already talked to Borough Manager Pantano about it and they will try to get it out shortly after the end of the year.

Administration – Dr. Clark
PRESIDENT CLARK stated that he had nothing to report at this time.

Budget & Insurance – Mr. Polaneczky
COUNCILPERSON POLANECZKY stated that he would like to consider the **2003 Auditor Proposals**. He gave his thoughts and would like to proceed with the proposal from **Larson, Allen** for their 2003 package. Although they offered a three-year package, he recommended going with the two-year package. Councilperson Polaneczky made a MOTION to proceed with the proposal from Larson Allen for the 2003 Audits. This motion was SECONDED by VICE PRESIDENT ZYGMONT. Both PRESIDENT CLARK and COUNCILPERSON YOUNGLOVE opposed this vote. With a vote of 5-2, this motion was APPROVED.

COUNCILPERSON POLANECZKY stated that he would like to present the initial **2003 budget** at the November committee meeting. He stated that there would be a little presentation at the meeting from the Budget & Insurance Committee. He added that based on past years experience, Council will be working back and forth to get it to a realistic budget. Councilperson Polaneczky mentioned that any meeting dates, other than Council or Committee meetings, would be advertised at least two weeks before the meeting date.

Parks, Recreation, & Community Affairs – Mrs. Zygmont
VICE PRESIDENT ZYGMONT updated Council on the **DCNR Grant**. She stated that the grant was filed and the letters of recommendation were sent to DCNR from Gene McGill, Senator Greenleaf, and State Representative Cornell. She also sent out 30 fundraiser letters.

VICE PRESIDENT ZYGMONT announced that on May 31, 2003 the first **Concert in the Park** would be held. She mentioned that all of the schools were invited, including choruses, bands, and jazz musicians. There is another concert on June 28, 2003, from 6:30 – 8:30 p.m., by the Society Music Makers. Vice President Zygmont stated that the concerts would be held in Memorial Park, behind the pool. PRESIDENT CLARK stated that the concerts would be a nice addition to summer recreational events.

VICE PRESIDENT ZYGMONT asked Chief Gardner if he would consider doing the **Santa** Polaroid shots again this year. CHIEF GARDNER stated that it was run without any costs and he would consider it. He mentioned that certain businesses could advertise it and stated that he was not sure why it was stopped. Vice President Zygmont stated that she would help with the advertisements.

COUNCILPERSON POLANECZKY volunteered to organize the **Borough Ball**.

Public Works & Public Properties – Mr. Ehrsam
COUNCILPERSON ACKER made a motion to approve the paving for **Lantern Lane**. He added that this was discussed at the October committee meeting and that Gilmore & Associates agreed that this was the way to go. This motion was SECONDED by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

COUNCILPERSON ACKER stated that he would like to discuss the award of various bids. BOROUGH MANAGER PANTANO stated that one bid was for disposing the **Ford F-60 dump truck** that was replaced and the other bid is for a **1990 Chevy Caprice** that was advertised for once before with no bids. They received a bid for the Chevy Caprice, from Butch Thomas, in the amount of $51.00. They received a bid, from Rombola Lawn Mowers, in the amount of $1,550.00. Borough Manager Pantano added that if the bids were approved then he would proceed with the paperwork. Councilperson Acker made a MOTION to accept the bids

Zoning, Development & Historical Preservation – Mr. Acker
COUNCILPERSON ACKER stated that he had nothing to report at this time.

PRIVILEGE OF THE FLOOR
A resident asked if there would be a **budget spreadsheet** to distribute at the meeting. COUNCILPERSON POLANECZKY said there would be one available at the work session.

ADJOURNMENT & EXECUTIVE SESSION
PRESIDENT CLARK adjourned the October Council meeting at 8:07 p.m.

PRESIDENT CLARK stated that there would be a brief Executive Session immediately after the meeting.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Hartzell

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, November 25, 2002

PRESENT
President Clark, Vice President Zygmont, Councilpersons Acker, Ehrsam, Polaneczky, Taggart, and Younglove, Mayor Celano, Solicitor Meyer, Chief Gardner, Superintendent Stauch, and Borough Manager Pantano.

CALL TO ORDER
PRESIDENT CLARK called the meeting of the Council of the Borough of Hatboro to order at 7:35 p.m.

MINUTES
A MOTION was made by COUNCILPERSON YOUNGLOVE to approve the minutes of the October 28, 2002 Council meeting pending the changes. This motion was SECONDED by VICE PRESIDENT ZYGMONT and APPROVED by Council unanimously.

PRESIDENT'S REPORT
PRESIDENT CLARK thanked those who took part in making the **42nd Hatboro Christmas Parade** a success. It was a lovely day and there were many people that attended. President Clark hoped that although the words "thank you" sometimes ring hollow, his would ring sincere. He thanked the police department for their vigilance and the work that they do 24-7. They are always out there patrolling and are always very cooperative. He added that Chief Gardner is a great chief. He has a tremendous personality and a great way of administrating a department. Chief Gardner works very well with Council and President Clark asked him to thank the rest of the department for their hard work. President Clark thanked Superintendent Stauch for having the town restored after having thousands and thousands of people visit the community at the parade. He thanked Superintendent Stauch and his staff for a their efforts in maintaining the community. President Clark thanked the fire department on behalf of Council for volunteering to go out in any type of weather at anytime of the day. He mentioned that they are not paid and they do a great job. President Clark thanked the fire department for doing a great job 365 days out of the year and he mentioned that they are a terrific department. He noted that it's a real commitment on the part of each and every fire volunteer. President Clark thanked Borough Manager Pantano, the girls in the offices, Solicitor Meyer, and Treasurer McKean for the work they do throughout the year. President Clark thanked the press for being extremely equitable and fair. He stated that their reports are subjective and are right where they should be. President Clark added that he's even grateful for a deficit and mentioned that it may sound odd. He explained that a deficit brings out your creativity. He mentioned that if you have all of the money in the world then you don't have to search and find other means. Deficits also help everyone pull together a little closer. President Clark stated he is thankful for Borough Council and although they may not always agree and they may have some communication issues, they are a hard working group. He thanked them for allowing him to serve as president as it is a pleasure and an honor. President Clark thanked Mayor Celano for the work he does throughout the year for the Borough. President Clark wished everyone a Happy Thanksgiving.

BOROUGH MANAGER'S REPORT
BOROUGH MANAGER PANTANO stated that Council should be in receipt of his written report. He talked about the **Revitalization Grant** is scheduled to be voted on by the County tomorrow. The staff of the County reviewed it and made a recommendation that it be awarded. A Revitalization Study will take place after the grant is awarded.

BOROUGH MANAGER PANTANO stated that the **Recycle Consortium Project** is on the agenda tonight for the Borough to approve the lease and development agreement for the recycling center. It's been a project worked on for a number of years now. VICE PRESIDENT ZYGMONT asked if it would all be paid for through the grant. Borough Manager Pantano said the majority of it would be

paid for. He added that about $7,000 the Borough might have to pay when the project is done. Borough Manager Pantano stated that the grant request is for $22,000 with the local match requirement of $7,650. The Borough's match, budgeted through the Borough Authority, is in the amount of $8,000.

BOROUGH MANAGER PANTANO reported that he met with the attorney's for the Munn family concerning the **P.E.M.A. Grant Agreement for the Elevation of the Munn home**. He added that the Council needs to approve the **pass thru agreement for the Munn's** as well. Both items have been placed on the agenda for Council's consideration.

BOROUGH MANAGER PANTANO announced that the **Lantern Lane Paving Project** is complete. The engineers have inspected the project and recommended payment. Project funds were allocated through the Borough Authority.

BOROUGH MANAGER PANTANO mentioned that he received a progress update from the **Center for Sustainable Communities** regarding the **Pennypack Creek Watershed Study**. They have been collecting data from the various municipalities.

BOROUGH MANAGER PANTANO stated that the new **Phase II Storm Water Regulations** are scheduled to commence in 2003. The new regulations will require the Borough to have N.P.D.E.S. permits for the storm sewer discharge. Gilmore & Associates has prepared a bulletin relating to the general requirements and various timelines that need to be met.

BOROUGH MANAGER PANTANO reported that he has provided notice to **Berkheimer Associates** that the contract they have with the Borough for Earned Income Tax and Occupational Privilege Tax will not automatically rollover. This notice prevents the automatic renewal of the contract.

BOROUGH MANAGER PANTANO has provided notice to **Bee, Bergvall, & Co.** that they were not appointed as the auditors for the fiscal year 2002. Additionally, he has provided notice to **Larsen Allen** that they would be the auditors for the **2002 audit**.

BOROUGH MANAGER PANTANO stated that he has met with representatives of **Commerce Bank** to discuss the status of the project. They have not yet received their PennDot permits, however, they wish to proceed with the preliminary work at their own risk. They will submit their building permits as soon as the development and escrow agreements are finalized.

BOROUGH MANAGER PANTANO mentioned the **D.E.P. trash requirements**. He stated that there is now a requirement to register the trash trucks. This costs the Borough $100 per truck and there are four (4) trucks. In order to comply with the requirements, the necessary lettering will cost us about $1,264.

BOROUGH MANAGER PANTANO stated that a resident in Hatboro has volunteered to start the 2003 **Main Street Flowers Project** and also offered to water the hanging baskets.

TREASURER'S REPORT

TREASURER McKEAN reported that as of 10/31/02 the balances invested in the Pennsylvania Local Government Investment Trust (PLGIT) totaled $1,762,746.15. Interest credited for the month was $2,702.69. Average yield for October was 1.6%.

PAYMENT OF BILLS

After reviewing the bills and manual check list, COUNCILPERSON POLANECZKY asked, on behalf of some concerned citizens, about the **Closet Works escrow release** and verified that everything was taken care of prior to the release of the check. BOROUGH MANAGER PANTANO stated that all of the landscaping was completed before he released the check. Councilperson Polaneczky asked if Closet Works has, then, done everything to comply and the residents are happy. Borough

Manager Pantano said yes and he had the engineers go out to complete an inspection to make sure everything was in accordance with the approved plans and they signed off on it. Ed Henry, Jr., BonAir Avenue, stated that there are trees missing, on the Closet Works property, and they have to be replaced. Borough Manager Pantano stated that he would certainly check into it, however, when the inspections were done everything was in place according to the plans. He added that if a tree dies in the meantime then he would make sure that something was in its place. Mr. Henry also noted that they still haven't moved the tractor-trailers that they said that they would move from behind the building. Borough Manager Pantano stated that the tractor-trailers are another issue and he would talk to the Code Enforcement Director about that. He reiterated that as far as the escrow and the planting of the trees, that was completed and he will check into the trees that may have died being replaced. Councilperson Polaneczky asked approximately how many trees are missing or dead. Ed stated that there is currently one missing and about four are dead. He added that they were planted in the middle of the summer, when trees should not be planted, especially with the conditions of the recent summer. Ed added that when Closet Works got the zoning variance they said they would move the abandoned trailers from the back. Councilperson Polaneczky asked what type of trees they were. Ed said he thinks they are Colorado Spruces that are some type of barrier tree. Councilperson Polaneczky asked how much they cost. Borough Manager Pantano said he didn't know. Councilperson Polaneczky stated that he thinks some of the funds should be withheld until these issues are addressed. Borough Manager Pantano stated that the money was already released and given to Closet Works. Borough Manager Pantano stated that everything was signed off on and he had the Engineer's letter. He added that everything was done and that if the tree died then he will address trying to replace it. Borough Manager Pantano stated that he would talk to Zoning Officer Heller about the other issues. COUNCILPERSON ACKER stated that sometimes trees come with a warranty.

COUNCILPERSON YOUNGLOVE made a MOTION to APPROVE the **bills** and **manual check list**. COUNCILPERSON POLANECZKY made a MOTION to amend the manual check list and strike the Closet Works check from the list. This initial motion was seconded by COUNCILPERSON TAGGART. With a vote of 5 – 2, having Councilperson Polaneczky and VICE PRESIDENT ZYGMONT voting no, this motion was APPROVED.

MAYOR'S REPORT

MAYOR CELANO commended everyone involved in the success of the **Christmas Parade**. He wished all of Hatboro a beautiful Thanksgiving.

SOLICITOR'S REPORT

SOLICITOR MEYER drafted a Developers Agreement and an Escrow Agreement with **Commerce Bank**. They are still working with the PennDot permits so it hasn't been completed yet.

SOLICITOR METER stated that he worked on the **Munn Agreement**. He mentioned that Borough Manager Pantano and Councilperson Younglove should be commended for the hard work done in preparation of the agreement. This has been going on for 6-7 months. This was signed this afternoon so it's on the agenda for approval of the Agreement. This is all in order to get the grant money ($125,000) in order to renovate their home.

SOLICITOR MEYER reviewed the Lease and Developers Agreements for the **Recycling Consortium**. He added that they are on the agenda for approval tonight as well.

SOLICITOR MEYER mentioned that M&M Realty Group filed an assessment appeal for the property located at **237 Jacksonville Road**. They filed a petition to have it reassessed from $600,000 to $225,000 because it's contaminated. This stipulation will need to be voted on as well. COUNCILPERSON POLANECZKY asked when the reduction took place. Solicitor Meyer stated that it hasn't been approved yet. The County and the School District recognized the argument that the land was contaminated so there is an agreement retroactive back to January 1st of this year. This may result in us giving them money back. The amount will be approximately $1,200. VICE

PRESIDENT ZYGMONT asked if the clean-up of the property is also being taken care of. Solicitor Meyer stated that it's contaminated land and he's not sure of any laws forcing them to clean it up immediately. The land value, however, will be reduced as a result of this contamination. Solicitor Meyer noted that he did not participate in this decision process, he was just told about it from the Solicitor on the School Board. Councilperson Polaneczky asked if the Agreement required a signature and if the land owner is then stipulating or agreeing to the fact that the land is in fact contaminated. Solicitor Meyer stated that there was nothing in the Agreement about the contamination to his knowledge. Councilperson Polaneczky stated that before he would be willing to reduce anything he would like to see them commit to the fact that if it's contaminated then there is the reduction because if they don't stipulate to that then they may fight in effort to have remediation at this land when they try to sell it to another owner. He added that he doesn't want the Borough to get stuck paying for the remediation efforts especially after the reduction in the real estate taxes. COUNCILPERSON YOUNGLOVE stated that he didn't see it on the agenda for approval. Solicitor Meyer stated that it might not be because it doesn't have to be decide done tonight. Councilperson Younglove asked if it could wait so that they could look into the specifications of the contamination. Solicitor Meyer said it would be no problem to hold off on it until the next committee meeting. Ms. Patsy Meck, 109 North York Road, stated that she was not sure exactly what was meant by contaminated. Solicitor Meyer stated that he does not know the specifics but he thought it was oil, gas, and deleterious materials in the soil. Ms. Meck asked if it was from the owner. Solicitor Meyer guessed that it was from the prior owner probably but he doesn't know for sure. He added that generally when you are talking about contamination of land it's from oil, etc. He reiterated that he was only told that the land was contaminated. COUNCILPERSON EHRSAM asked if the School District had that information. Solicitor Meyer said no, they said the Solicitor for the County settled this issue. Mrs. Meck said she would also like to know who is responsible for all of that and what kind of tax loss this means. She would also like to know whom needs to clean it up and if the business next to it is also contaminated. A resident asked if Public Works and the Fire Department knew about this. Superintendent Stauch stated that no one knew about it. The resident stated that the fire department should absolutely know about it. He mentioned that this is a perfect example of why the fire department needs new air packs. When they are in a building like this, they need to be able to breathe non-contaminated air. Councilperson Polaneczky stated that it's the soil, not the air. Solicitor Meyer stated that he was only discussing it in terms of assessment. He added that he would get more information.

SOLICITOR MEYER wished everyone a Happy Thanksgiving.

DEPARTMENT SUPERVISORS' REPORT

CHIEF GARDNER reported on the **Thanksgiving Parade**. From the Police standpoint, the event went smoothly. He thanked the Hatboro Fire Police and he mentioned that he received their roster from the manpower from the detail of the parade. Chief Gardner stated that he would forward copies to all of the relative personnel.

FIRE MARSHAL STAUCH submitted a report, in advance, which is attached.

SUPERINTENDENT STAUCH submitted a report, in advance, which is attached.

COUNCIL/COMMITTEE REPORTS

Administration – Dr. Clark

PRESIDENT CLARK made a MOTION to approve the **P.E.M.A. Grant Agreement for the elevation of the Munn home**. This motion was SECONDED by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to approve the **Pass Thru Agreement with the Munn's**. This motion was seconded by COUNCILPERSON ACKER and APPROVED by Council unanimously.

Budget & Insurance – Mr. Polaneczky
COUNCILPERSON POLANECZKY stated that he available for a meeting with the **Fire Board** on November 29th. He added that hopefully they could figure stuff out at that meeting.

COUNCILPERSON POLANECZKY stated that he has not yet set up a **budget** meeting with Chief Gardner. He mentioned that Chief Gardner has already reported back to him about the areas that he was able to cut back on. Councilperson Polaneczky noted that there was only a little that was cut but stated that a little bit here and there can add up.

COUNCILPERSON POLANECZKY stated that he has not yet had the chance to set up a **budget** meeting with Superintendent Stauch.

COUNCILPERSON POLANECZKY stated that he has not yet finalized anything with Borough Manager Pantano about **administrative issues**.

COUNCILPERSON POLANECZKY mentioned that once the meetings are set up then he can organize a meeting with the **budget** committee to try and work up a finalized number and then vote on it as soon as possible.

VICE PRESIDENT ZYGMONT asked if the **fee schedule** would be updated again. COUNCILPERSON POLANECZKY stated that he didn't believe that the fee schedule was an annual item to be updated. BOROUGH MANAGER PANTANO stated that it's an existing ordinance that's modified as required by resolution therefore it's not necessarily a yearly update. Councilperson Polaneczky added that the fee schedule could be addressed at any point during the year and that the Borough recently increased a lot of the items on the fee schedule. Councilperson Polaneczky stated that the zoning fees were in fact increased substantially to include the solicitor's fees.

COUNCILPERSON POLANECZKY offered a privilege of the floor and stated that he would then expand on what people brought up and alleviate some of the concerns about some of the items. Tom McMackin, 2 South York Road, was speaking on behalf of **Main Street, Hatboro**. He mentioned that it was his understanding that when the preliminary budget was presented the ongoing funding for Main Street, Hatboro was eliminated from this year's budget. Mr. McMackin stated that he attended the meeting as an advocate for Main Street, Hatboro. He noted that he is both a resident and business property owner in this community. Mr. McMackin explained his view on the importance of economic development and the important role economic development plays in the community. Mr. McMackin stated that Main Street, Hatboro is an economic organization. He believes that it's imperative that the Borough continues to provide a level of funding. Mr. McMackin explained that he knows what Council is going through with the budget numbers as he had a seat on Council several years ago. He added that the budget is the most important document that Council votes on and that he is happy to see that people are coming out to voice their opinions about the various items in the budget. He emphasized that he knows what it's like to fund a fire company, a police department, and a public works department and how important it is to fund those departments but he also knows the importance of economic development and the continuance of the economic development in this community. Mr. McMackin stated that a healthy business community has a positive impact on the residential community. He stated that a healthy commercial district usually equates into a healthy residential district. He reiterated that he attended the meeting to ask Council to reconsider their position on funding Main Street, Hatboro with the understanding that it is an economic development organization. Main Street, Hatboro is business to develop business people, residents of Hatboro, and residents of the surrounding area. VICE PRESIDENT ZYGMONT asked for some examples of the improvement that Main Street has had on the community. Mr. McMackin stated that one of the items was the facilitator of the street light program. The street light program was for the beautification of the central district in Hatboro. A lot of the funding for that program was based on the efforts of Main Street, Hatboro. He added that Borough Manager Pantano spoke earlier about the grant for the Revitalization Program, which was a $29,000 bill with a $22,000 grant.

A key element of receiving that funding was the active Main Street Program. Mr. McMackin also listed the Friends Program, the Partners Program, and Bids and Bites. Vice President Zygmont asked if all of the money generated from these events went to operating expenses. Mr. McMackin stated that at this point all of the funds collected by Main Street, Hatboro go into its operating budget. He added that Sam Friedman works with realtors in the area to ensure that is an inventory of stores that might be available, in the central business district, to be up for rent so that he can match empty stores with future entrepreneurs. Mr. McMackin stated that there are a few grant programs that have come in because of Main Street, Hatboro, including the grants for improving the appearances of the stores. Therefore the improvement to the business environment increases the owners' ability to pay taxes, which then decreases the need for tax increases to the residents. Vice President Zygmont stated that it was her understanding that the first few years of Main Street, Hatboro would be funded by grants and the Borough but within years Main Street, Hatboro would function on its own. Mr. McMackin explained that the legislation was adopted by Borough Council to help form Main Street, Hatboro. The first year was 75% funded by the Department of Economic and Community Development. The second year was 50% and the third year was 25%. After that, there was some additional grant money available. He stated that it was their hope that at some point it would be self-sufficient, however, self-sufficient doesn't mean that it sells things on its own. Rather, it means that it's been able to garter enough support from the business and residential communities and the local government. Mr. McMackin added that there is no money still available from the County, State, or Federal funds for operational purposes. COUCILPERSON EHRSAM asked for a copy of their current operating budget. Mr. McMackin stated that it would be no problem at all. Councilperson Polaneczky stated that he tends to agree that we need to foster business development within the community. He added that without the businesses generating revenue we are not going to have those revenues to expend on other expenses. Councilperson Polaneczky asked if Main Street, Hatboro would see a problem with Council designating where they would like to see those funds expended. He gave the example of a proactive approach to marketing to bring in some key chain stores to then draw in business to the "Mom and Pop" stores. He again asked if they would be opposed to Council restricting those funds. Mr. McMackin stated that they have received a number of grants from State Representative Cornell and Senator Greenleaf and those grants were for specific operations. Senator Greenleaf's grant was for communications so it was used for mailings, newsletters, etc. Councilperson Polaneczky verified that Council could then designate the money to not go towards operational expenses or salaries but to expend the funds on proactive campaigns to bring in anchor stores that maybe can enhance the foot traffic. Mr. McMackin stated that it sounded feasible and that they would give it a try. Councilperson Polaneczky stated that he would place some consideration on this during the budget process.

Ralph DiRienzo, 240 North Penn Street, stated that as a tax payer and a fireman for the Enterprise Fire Company, he knows that it's a good feeling when you go to do your job that you have the right training, the right equipment, the right tools, the right gear, and the right officers and crew you are with to do the job in a hazardous environment. He added that he's a father of a nine-year old boy and every time he returns home from a fire he is grateful that he made it back. He stated that when Council looks over the budget to pinch pennies and dollars, it's for the volunteer's lives. He mentioned that he is disturbed when he hears this going on. He understands that Council has to worry about the economy and the town, however, communication and air packs are essential when fighting fires. When you don't have either, that's when lives are lost. Mr. DiRienzo encouraged Council to join the fire company during their training to better understand that importance of these items. He stated that Councilperson Taggart has already been out on a few occasions. He requested for Council to take these points into consideration when reviewing the budget for cutbacks.

COUNCILPERSON POLANECZKY stated that the problem with some of the funding that was mentioned earlier, with the Business Privilege Taxes, etc., is that they are called **Act 511 taxes**. He mentioned that Borough Council, in 1993, enacted the Earned Income Tax (1%) it automatically, through legislation put forward by the State Legislator, eliminated Council from being able to make any changes in any of the Act 511 taxes. Therefore, there is no way to change the Business

Privilege Taxes. Councilperson Polaneczky added that any of the reductions of real estate tax assessments, obviously reduce the amount of money coming into the Borough. The Fire Tax, the General Fund Tax, and the Sinking Fund Tax are the only taxes that can be altered. Councilperson Polaneczky stated that there was just a reduction of almost $2,000,000 with Preferred Properties. In addition, now the property on Jacksonville Road, that was discussed earlier, is looking for a reduction by $300,000. He reiterated that Council, back in 1993, agreed to a trade off of taking the 1% Earned Income Tax by agreeing not to change any of the taxes. Councilperson Polaneczky restated that the fee schedule could be changed at any time by ordinance. There were changes made in January of 2002. Bill Tompkins stated, in response to Councilperson Polaneczky's statement, that if the Borough's costs are increasing every year then maybe the fee schedule should increase every year. Councilperson Polaneczky stated that they could take a look at it but Council already increased the fees significantly this year. He added that the fees are not a guaranteed source of revenue and it is looked at on an ongoing basis.

COUNCILPERSON POLANECZKY stated that the budget does include a whole force of **police** officers as presented. There have been ongoing discussions with Chief Gardner to go back to 14 officers and they have been interviewing candidates for the positions.

COUNCILPERSON POLANECZKY stated that there still have to be cuts from other areas. There will have to be further discussion on the **air packs** and the **radios** for the **Enterprise Fire Company** on Friday. He spoke with Vince LaSorsa on how the budget was put together and how he thought maybe some of those items could be addressed. Councilperson Polaneczky added that some of the options that he presented that maybe weren't presented at the Council meeting. He said there were options by less than the 30 air packs but they would save money by buying the 30 air packs at one time. Councilperson Polaneczky stated they would talk about it on Friday to figure out how many are actually required and how much money it is going to cost. He would also like to figure out if it's better to finance that. He added that they are still working on the radios for the Enterprise Fire Company. Councilperson Polaneczky asked if the Fire Company was even happy with the radios. FIRE CHIEF ZOLLERS stated that they are not necessarily happy with the radios, however, they County is sure they are changing the system over. He added that they already approved the expenditures for the construction of the radio towers. Councilperson Polaneczky asked if the County was pushing the purchase of the radios through regardless if they are safe or not for our fire fighters and they want the Borough to pay the $4,000 for the purchase of them. Chief Zollers said yes. Councilperson Polaneczky stated that maybe Council and the Fire Company should work together to inform the County that we don't want these types of radios, rather we want something that actually works. Ralph DiRienzo stated that Council would then need to get 105 fire departments in the county to go up there and tell them that. Councilperson Polaneczky acknowledged that we couldn't be the only fire company in this area that realizes that these radios don't work. Ralph DiRienzo mentioned that the police and ambulance have been on these radios for about five years now. CHIEF GARDNER stated that one problem the police see with the radios is that there are not enough repeater towers down in this area of the county. He stated that he could literally be right next to the police station at an accident scene and try to call into the station and you sometimes can't hear each other talking because of the repeater situation. Chief Gardner added that it is his understanding that the County is going to be building additional towers but there hasn't been any action on it yet. Councilperson Polaneczky stated that on Friday he would like to discuss the safest alternative at this time and then go ahead as they are making good on their towers. He mentioned that if something else is going to be safer for the fire fighters then he would rather spend the money on that. Ralph DiRienzo mentioned that the bottom line is that once the County switches over there will be a grace period when you could operate with either system. This grace period would allow all of the fire companies in the county to purchase the radios. Councilperson Polaneczky asked how long the grace period is. Ralph DiRienzo stated that in November they are switching. He's not sure of the exact grace period. He mentioned, though, that once they switch over completely, the fire companies that are not on that system would not be dispatched to any emergencies. At that point the Borough residents, the taxpayers, and the businesses will all be in danger because Hatboro will not be dispatched because we are not on that system. Councilperson Polaneczky asked what

constitutes being on that system. Ralph DiRienzo stated that you have to have the 800 mhz systems, the portables, and the radios in the trucks. He mentioned that if the fire company couldn't talk through the system then they are, in effect, out of business and the town is unsafe. Councilperson Polaneczky stated that this would be addressed and confirmed that this could potentially be an expense required by November of 2003. Ralph DiRienzo said yes. Councilperson Polaneczky stated that there would be some type of grace period after November 2003 and he spoke to Vince LaSorsa about that and it's something that has to be prioritized. He stated that they would also talk about the importance of the air packs. Councilperson Polaneczky stated that some of the fire company building concerns are of eminent importance. He talked about going home to the families after the fires and not wanting to be contaminated when they enter their own homes. Councilperson Polaneczky stated that this was the reason the full amount was displayed to start with so everyone could see where Council should go from there. He noted that everything may not go through but they will indeed hit all of the safety issues.

Bruce Hart, 175 Earl Lane, stated that he doesn't understand why the County requires the **radios** to do their jobs but does not fund the purchases. Allen Mosebach, member of the Fire Board, stated that it's just another example another un-funded county mandate. Mr. Hart suggested that each of the 105 fire companies sends a representative to Norristown to request funding. Mr. Mosebach stated that he's been working with the fire company and the bottom line is that it's another un-funded mandate. Mr. Hart asked what good the radios are if they don't work. Mr. Mosebach stated that he couldn't answer that, he only knows about the lack of funding. Mr. Hart stated that when an officer couldn't talk to the system from right next door, then there is clearly something wrong with the system. CHIEF GARDNER stated that when this system was initially put in there were apparently not enough repeater towers built with the system. It is his understanding that the county is funding the new repeater towers in this vicinity. Chief Gardner stated that the system itself is a good, high-tech system, however, there are some communication issues with it right now. Mr. Mosebach also added that no one wants a tower in their backyard either. Rich LeFebvre stated that part of the problem is that they keep allocating millions of dollars, including the 911 tax you pay in the phone bills, but there will still be glitches in the system. He added that the fire company was supposed to be on this system five years ago. The County is funding all of the infrastructures including the towers, the phones, and the main system in Eagleville. Mr. Hart repeated that if the County is pushing this system then they should be funding it as well. Councilperson Polaneczky asked if there were problems with the current system. Rich LeFebvre stated that right now you have half the county on the low-band system and half the county on the high-band system. The County wants to bring everyone onto one system. Right now, is if they are in Lower Gwynedd for a big fire, they can't communicate with them. Likewise, when Lower Gwynedd came to Hatboro for Tropical Storm Alison, they couldn't talk directly to us. Therefore there was a delay because the dispatchers had to relay from our company to theirs and vice versa. Councilperson Polaneczky stated that it's crazy because Warminster is on another band and we had to actually buy their radios so we could talk to them. FIRE CHIEF ZOLLERS stated that it's much more local then that. One of the biggest selling points to the County is that the Fire Company, Police, and Ambulance would be able to communicate with each other using this system. As it stands now, the Fire Company has no communication with the Police until they show up at the call and talk to them face-to-face. Councilperson Polaneczky reiterated that Council and the Fire Company should put something together to request help from them and to express our concerns about needing additional repeater towers. He added that even if Council committed $300,000 towards the radios, if there are not repeater towers and one person goes into the fire without the communication then what's the difference. Councilperson Polaneczky stated that they need to make the commitment to this end of the county and they need to have the infrastructures erected before we can go online with these radios. Patsy Meck, 109 North York Road, stated that it's a great point about the repeater towers but the bottom line is the Fire Company needs the equipment that they need to have. Even if the issue is addressed, the Fire Company still needs to hear that Council will fund these radios. She stated that the Borough certainly couldn't afford to have the Fire Company go out of business. She asked if we were headed towards paying a Fire Company to come into Hatboro and stated that for the moral Council should be saying more than just "it will be addressed." They don't have a choice with the radios and they shouldn't have to

explain themselves. The County is mandating it so it doesn't matter why they think it works or doesn't work, it's being forced upon us. COUNCILPERSON EHRSAM stated that Council really doesn't have a choice. He added that Council absolutely, positively has to address this issue. He stated that addressing it means getting the radios as they are mandated to do, it's just a matter of how many and what is the total cost of the funding. Patsy Meck mentioned that she feels badly that they are being asked to explain why they need the funding as it is not their choice. She stated that we need the Fire Company and she appreciates that they do this on a volunteer basis. Councilperson Polaneczky stated that they are just airing this at a public meeting so the public can understand what's out there and what's required. They want the public to know what the State and County are mandating. He stated that this is the reason that we vote for the commissioners and maybe we could ask the local representatives to see if we can get some money for these radios and air packs. Patsy Meck apologized for not being at the initial budget presentation but stated that her feeling after reading the newspaper was that the increase of the budget was getting unloaded onto the Fire Company. Councilperson Ehrsam stated that for three years it's been mandated that we must get the radios. He added that we have previously attempted to set aside "x" number of dollars but we didn't have the "x" number of dollars to set aside. Councilperson Ehrsam stated that they have known all along that the day would come that they would be forced to fund these radios and they would use whatever funds they had available.

VICE PRESIDENT ZYGMONT stated that she feels there is a misperception in the public that Council doesn't care but it's really a matter of how could they do all of this. She added that they want the public to know that this is what each item costs. Vice President Zygmont stated that it's not that anyone on Council doesn't care or doesn't want to do it, it's just a matter of how they will be able to do it. COUNCILPERSON POLANECZKY stated that there are creative ways to go about this. One way, he explained, was to ask the gentleman from the **Relief Association** if we could fund these over a period of years. Councilperson Polaneczky stated that there is money in that fund available since this is a safety issue and then it could be paid back to the Relief Association if there is nowhere else to obtain the funds from. He reiterated that the money from the Relief Association could be used for safety issues but one way or another they are going to get the equipment that they need. Councilperson Polaneczky added that there are safety issues that have to be addressed as part of this budget. Tom McMackin asked if Councilperson Taggart had a problem with what Councilperson Polaneczky was saying and asked for his perspective on this topic. COUNCILPERSON TAGGART stated that the Relief Association shouldn't even be a part of this conversation. He mentioned that the Relief Association is a totally different issue as far as he's concerned. He explained that the Relief Association is set up for the firemen themselves. This protects them in the event they need relief; if they lose a family member, get hurt, and to buy insurance. Councilperson Taggart added that it's not part of the equation. Councilperson Polaneczky stated that he's not talking about taking out those funds, rather to work out some way that the Relief Association could finance some of the safety equipment that is needed immediately and that could be paid out of the Fire Tax. He mentioned that the bond issue could take more than a year and could result in additional bond costs. Councilperson Polaneczky stated that it's something to look into since we need these radios right away and if there is a creative way to fund them then Council should look into it. He added that Council should also address funding capital expenses to the Loller Building for immediate improvements needed. Councilperson Polaneczky stated that money is not free so that paybacks are inevitable. He added that whether it's taken from you today or next year or whenever that's the price that we have to pay. Mickey Glantz, 224 South York Road, stated that either he's missing something or he can't hear. He stated that Vice President Zygmont, Councilperson Polaneczky, and Councilperson Ehrsam have spoken up about the fire companies problems yet President Clark, Councilperson Younglove, Councilperson Acker, and Councilperson Taggart have not responded and he thinks the public should hear their positions on these issues or on their consensus. Mr. Glantz added that the public deserves to know their personal opinions or their consensus. \He mentioned that the questions are not just directed to Vice President Zygmont, Councilperson Polaneczky, and Councilperson Ehrsam rather they are directed to Council. He went on to state that they are the only three that seem to want to help or seem to care to let they public know what's going on and he thinks that the public should hear from everyone else as the fire

company is an important part of Hatboro. PRESIDENT CLARK stated that the "other four people" haven't had much of a chance to respond yet. Councilperson Taggart stated that he would be glad to give his opinion. He stated that he wholeheartedly supports the Fire Company and he honestly doesn't feel that borrowing money from the Relief Association is a viable option. He added that the Relief Association, as explained at the last meeting, is money that comes in from foreign insurance companies. It's money from outside of the State and a portion of your homeowner's premium to support the Relief Association. The funds generate some interest, which has been used to purchase life insurance for their members. Councilperson Taggart explained that money is also left in there in case something happens to a member of the Fire Company, the money is available to assist the member's family. He mentioned that, to his understanding, it's not there to be offered as loans. As the Borough we are provided with providing the Fire Company with the proper equipment and the Fire Board tried to find solutions to these problems. Councilperson Taggart told Mr. Glantz that he's spent many hours with the Fire Board working on these issues. They have found problems and presented them to Council and that's where they are headed. Councilperson Polaneczky stated that he's glad that Councilperson Taggart brought this up because he doesn't believe that it was explained that way before. He stated that he's not talking about taking money out of their account. He's talked to Bob Owens, member of the Relief Association, about the past precedent being that they have covered different little things such as boots, uniforms, and other safety equipment. Therefore the funds have been used, in the past, for safety equipment. Councilperson Polaneczky stated that the amount that comes in every year from the Attorney General, in addition to the interest, is well in excess of the cost of paying for life insurance and disability. He explained that he understands that the excess money does indeed add to their funds, however, some of those funds can be used for safety concerns. In addition, if the money is there and we could pay it back then we should look into the interest rates there. Tom McMackin stated that the funds have been used in the past for safety equipment. FIRE CHIEF ZOLLERS stated that it was used in the past, however, they have learned that they we just "shooting themselves in the foot" by doing it that way. He added that by law they couldn't charge a lower interest rate than what the rate is coming from a bank. Chief Zollers stated that you are then essentially borrowing from yourself to pay back to yourself. Mr. McMackin asked if the safety of the fire fighter was paramount therefore they should have the proper equipment when they go into a fire. Chief Zollers said certainly. Mr. McMackin stated that Chief Zollers is worried about interest rates. Chief Zollers said no they aren't. He added that the bottom line is that the Relief Association has no obligation to purchase any of safety equipment, rather Borough Council does. Chief Zollers further mentioned that they would not let people die but they have been using that money. He stated that at any time the Relief Association could say no, however, Borough Council should not. Mr. McMackin stated that he's not suggesting that the Fire Company uses the Relief Association's funds to rid Council of their responsibility but the need the time to get the funds as well. Mr. McMackin stated that the bottom line is that the fire fighters need the air packs to enter into burning buildings and someone has to find the funds to put it on his back. Chief Zollers stated that if it's the difference between borrowing the money from the bank or from the Relief Association then borrowing it from the bank makes more sense. He stated that if no one will lend the Borough money then the Relief Association is the way to go. Mr. McMackin stated that the interest from the money borrowed from the Relief Association would then go back to the Relief Association thereby allowing the Relief Association account to be more healthy and the fire fighter to be protected. Chief Zollers stated that his statement is not necessarily true because it could be invested at a higher rate then rate that the Relief Association could lend it. Mr. McMackin asked if they would have to lend it out at 1% and they could probably get ½ % from the bank. Chief Zollers said that he is basing it on the past and in the past they have found that lending themselves money is possible, however, it's not the best way to do it. Mr. McMackin stated that he wants to see the fire fighters with the proper equipment. Chief Zollers agreed and stated that that's why they are all at the meeting. Councilperson Taggart stated that they are not looking for where to get the money this year, rather they are looking for the commitment that they will be able to pay that money back no matter where they borrow it from. Councilperson Taggart stated that the Fire Board is trying to keep the Relief Association as a different issue. He added that the Fire Company could borrow money from anywhere but if they need a commitment from the Borough that they will be able to pay back the borrowed money. He reiterated that the Fire Board worked on this throughout the summer to

figure out each of the alternatives. Vice President Zygmont stated that if Council just had $500,000 then they could say "no problem" but since they don't then they need to figure it out how we will fund all of this. Councilperson Polaneczky stated that the bond issue could cost the Borough interest, that could be invested, but also it has to be advertised and you have to pay a trustee to put the bonds together. He asked if it's cheaper to get a loan. Councilperson Taggart stated that the Fire Board used the term "bond issue" not necessarily as getting a bond. He added that Council could also check into borrowing directly from a bank. Vice President Zygmont stated that this should all be discussed on Friday at the meeting.

COUNCILPERSON POLANECZKY stated that they wanted to give everyone the chance to air out their concerns about the budget. He acknowledged that this was the first meeting since the information about the **budget** hit the paper. He wanted to clarify any misconceptions and give them the opportunity to help out with this budget. Mr. Glantz stated that the **Fire Company** deserves everything they need. He then asked what kind of money they have sitting in the banks as cd's. Rich LeFebvre stated that they don't have any funds. Ralph DiRienzo stated that they maybe have about $20,000. Mr. Glantz stated that they are right, then, by stating that they don't have funds. Mr. Glantz asked if they had enough money to work together with Council to help them help the Fire Company. Mr. Glantz said that he wanted to rephrase his question and again asked how much money was in their accounts. Rich LeFebvre stated that they have $22,000 and that money is already earmarked for building repairs. Mr. Glantz stated that he would like to see the Fire Company and Council helping each other. Ralph DiRienzo stated that that was the exact purpose of Council designating a Fire Board to work with the Fire Company. They have worked for hours and hours on the numbers and the numbers are now in the hands of the Council members. The numbers have been explained. He added that there are needs of the Fire Company and along with those needs there are costs that come along with the needs. Mr. DiRienzo stated that he feels, personally, that he puts in more than enough time with his training, doing the drills, and showing up for the fire calls. He stated that he, and the others, does not have the time to do all of the work on this. He mentioned that he personally feels like he is being badgered at the meeting. Mr. DiRienzo stated that he has done more than enough to work with Council on these numbers. He has made phone calls when he was at work in order to obtain financial information for other out sources. He explained that he volunteers and risks his life for this Borough, he works fulltime, and he doesn't feel that he should be running around for Council to get the information for financing this equipment. He attempted to clarify that his job is to put out the fires and go to all of the training and in addition he has found the information that Council needed. He stated that he has neglected his family for this volunteer position and he feels that the Fire Company is being made out, in front of the press, to be the "bad guys." Mr. DiRienzo stated that they would be more than happy to answer any questions Council has about the Relief Association since they sit on the board. He finalized by explaining that the Fire Company has not money and that's why they have been asking for help for three years. Mr. Glantz explained that there are seven people on Council looking out for the welfare of the Fire Company as well as the residents. He added that there are also people in the audience hoping to find a solution to the problem. Mr. Glantz stated that he doesn't know of one person that doesn't appreciate what the fire members do but when you have a community that is trying to work together you should not feel like they are badgering you. Mr. Glantz stated that they are looking for a solution. He mentioned that everyone wants Hatboro to be a better community than it was yesterday and not as good as it will be tomorrow.

Bill Tompkins stated that the Fire Board has put together a few budget proposals, including a capital expenditure requirement list. COUNCILPERSON POLANECZKY stated that they set forth a couple of different scenarios. Mr. Tompkins stated that from his understanding, the expenditures include a new pumper truck every ten years and a new ladder truck every fifteen years, as well as repairs to the building. Councilperson Polaneczky stated that they set forth a couple of budget scenarios. Mr. Tompkins stated that if Council decides to just borrow the money then they would put next year's Council in an even more precarious position because they will have to pay the balance next year. He added that it's the same thing with the capital expenditures from the Borough and he suggested that Council looks at the budget long-term. Mr. Tompkins stated that this is a problem that the fire

department is running into right now. They have been receiving about $157,000 every year for years and it didn't keep pace with their requirements so now their bills are due. Mr. Tompkins stated that if Council tries to do this with the police department, public works, and the borough offices then their bills would add up down the road as well. Mr. Tompkins suggested looking at the budget realistically and look at what the Borough might be spending in about ten years to attempt to level it out. Councilperson Polaneczky stated that Council should continue looking at the source of revenue. He mentioned that one source of revenue is real estate taxes. Councilperson Polaneczky stated that when the State Legislatures get the fortitude to actually deal with the local real estate tax problems and give us the tools we need to adequately fund local services without hammering the residents. He also mentioned that we will continue being forced to increase the real estate taxes each year and the school district is in the same predicament. Mr. Tompkins explained to the tax payers a reasonable plan for where they will be in the future then the tax increase would be more sincere and easier to stand behind. Councilperson Polaneczky stated that a five-year plan would probably be prudent but taxes have gone up in the past two years and they will go up this year. Councilperson Polaneczky proceeded to explain that unless there is a change in the way that local localities are able to fund their operations, then we will have to hit the real estate tax every time. Councilperson Polaneczky reiterated that we need our Legislatures to correct the fact that we can't change the 511 taxes because we have an earned income tax. This would give us the opportunity to get a raise above one percent, however, the Legislatures need to have the courage to go ahead and proceed with this in Harrisburg and the County has to address the radio situation. Patsy Meck asked if there was state money to apply since Hatboro is no longer growing. She added that she is bringing this issue to the school board's attention next week. Councilperson Polaneczky stated that at the current time there is not. Ms. Meck asked about the referendum that was just passed about fire companies. Ralph DiRienzo stated that it was a non-binding referendum therefore by voting for it the voters were telling the State to go ahead and borrow the money, not that they have to borrow the money. He mentioned that it is now up to the State to decide and if they do decide to do it then they have to figure how to divide the funds amongst the 105 fire companies. He added that the Enterprise Fire Company has been applying for grants and so has the Borough. Councilperson Polaneczky recalled being told by State Representative Cornell that it was non-binding so he didn't even know if the Legislature would approve it. Ms. Meck asked if phone calls and letters to the State Representative would help. Councilperson Polaneczky stated that the letters and phone calls don't need to be limited to State Representative Cornell but they could go to every Legislature to get them to approve that funding. He added that this situation will only get worse and mentioned that the at a fire company meeting former Councilperson Zollers recommended that Hatboro could operate as a base for a regional fire department. Councilperson Polaneczky stated that although this didn't go well with Upper Moreland, Hatboro is perfectly suited and central to operate like a base. The only way that this idea could be funded is to have the State come forward with funds to make this a reality with a new firehouse, which would cover the panhandles. Councilperson Polaneczky stated that when we asked we got a flat out no that it would never happen at the state level. He also stated that it appears that we help out the other fire companies more than they help us out.

Parks, Recreation, & Community Affairs – Mrs. Zygmont
VICE PRESIDENT ZYGMONT stated that she had nothing to report at this time.

Public Relations – Mr. Younglove
COUNCILPERSON YOUNGLOVE stated that he had nothing to report at this time.

Public Safety – Mr. Taggart
COUNCILPERSON TAGGART stated that he had nothing to report at this time.

Public Works & Public Properties – Mr. Ehrsam
COUNCILPERSON EHRSAM made a motion to approve the **Recycle Consortium Lease Agreement/Development Agreement**. This motion was SECONDED by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

COUNCILPERSON EHRSAM mentioned that the **Public Works Department** is now unionized. He stated that their current **contract** expires December 31, 2002 and they will hopefully have a new contract to start on January 1, 2003.

Zoning, Development & Historical Preservation – Mr. Acker
COUNCILPERSON ACKER stated that he had nothing to report at this time.

PRIVILEGE OF THE FLOOR
Rich LeFebvre stated that another resident mentioned earlier that they had a problem with **Gilmore & Associates** signing off on something that was not complete and the Fire Company also had a problem with Gilmore & Associates, at the firehouse, signing off on something that wasn't quite right. He asked if there was another group of individuals that the Borough could deal with. BOROUGH MANAGER PANTANO stated that he has dealt with a lot of engineers over the twenty plus years that he's been involved in municipal government and Gilmore & Associates is one of the best engineering companies that he's ever dealt with. He acknowledged that there may be issues here and there where they may have missed something or may have made a mistake, which he is not saying whether they did or didn't, but overall he supports them as an excellent engineering firm. Ed Henry Jr. Stated that in his opinion Gilmore & Associates has made two mistakes. One was when they went to **Closet Works** and told them that he was the person that made the complaint and then they made the other mistake when they signed off on the approval forms. Joe Reading asked if it would be a good idea to contact the individuals involved before having Gilmore & Associates sign off on something and/or return the escrow money. He stated that the Fire Company wouldn't have had to pay the extra funds out to get the roof corrected if someone from the Fire Company was there to say that they were not satisfied with the work done. Borough Manager Pantano stated that in that particular instance, if the area that was open was identified then it would have been an additional cost regardless. He added that when the roof was designed it was designed as a replacement roof for an existing building. As it turned out, when that roof was torn off, there was a space between the roof and the sidewall according to Borough Manager Pantano's understanding. He explained that regardless of if it was caught after the fact or if it was anticipated it still would have cost "x" amount of dollars to do the additional work or the capping required there. COUNCILPERSON EHRSAM asked how many times they needed to come back since it wasn't quite done. Rich LeFebvre stated that he told Borough Manager Pantano that there was a leak last week. Borough Manager Pantano stated that he meant the insulation. Rich LeFebvre stated that there are still spaces that are involved that they didn't know about. COUNCILPERSON POLANECZKY stated that he agreed with Joe Reading's opinion. It think that there should be a procedure instituted whereby Council will have to approve the release of the escrow funds for the completion of contracts if we are going to continue to miss little things. He agreed with Mr. Henry and stated that he has been in several times about the same issues with Closet Works. He stated that if Closet Works didn't complete or fulfill their plans then they should be accountable. The barrier that was planted, possibly at the wrong time of year, might have been the only barrier the residents have between their homes and this business. Councilperson Polaneczky added that this is a reason why he voted no on the warrant list tonight. He noted that he was a little upset that we have given the money back. He assumes that if any trees go up at this point, as a result of releasing the escrow, the Borough would end up paying for them. Mickey Glantz asked why the money couldn't be retrieved from the Inspector that approved it. Borough Manager Pantano asked if the tree was alive when they inspected it. COUNCILPERSON ACKER stated that the responsibility of the Engineer is to make sure the plans have been complied with but they are not responsible for guaranteeing that the plants will make it. He added that Gilmore & Associates should have the opportunity to explain what they saw when they approved the plans. Councilperson Polaneczky clarified that he was not blaming Gilmore & Associates, rather he was suggesting that there is a mechanism whereby Council looks at the completion plans. This way, in the event that there has been a resident complaining about the site, Council can make sure that everything has been complied with as far as their zoning and development plans.

PRESIDENT CLARK directed his comment to Mickey Glantz. He stated that at the beginning of the Council meeting he stated what he was grateful for. One of the items that he was grateful for was

the Fire Department, which in essence means that he totally supports the Fire Department. President Clark added that because he doesn't sit there and get into a discussion or other confrontations doesn't mean he doesn't support the Fire Department. Mickey Glantz stated that he wasn't doubting that, rather he was looking for some kind of consensus. President Clark stated that he gave him the answer that he was looking for.

ADJOURNMENT & EXECUTIVE SESSION

PRESIDENT CLARK adjourned the November Council meeting at 10:27 p.m.

PRESIDENT CLARK stated that there would be a brief Executive Session five minutes after the general meeting.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Hartzell

BOROUGH OF HATBORO

PUBLIC WORKS DEPARTMENT

459 OAKDALE AVENUE
HATBORO, PA 19040

PUBLIC WORKS REPORT

Month :OCT. 2002

	Month	Year to Date
Loads of Trash	31	347
Tons of Trash	269.03	2,616.25
Street Opening Permits	0	13
Street Opening Fees Collected	0	$835
Sidewalk/Curb Permits	16	80
Sidewalk/Curb Permit Fees Collected	$885	$3,701
Large Article Pick-up Stops	67	514
Amount of Large Articles Picked Up	117	878
Newspaper Tonnage	21.03	246.10
Grass/Leaves Tonnage	46.99	313.59
Recycled Glass/Cans Tonnage	13.52	135.23
Tires Recycled and Cost	0	104 $202.26
Recycles-Refrigerators/Freezers/Microwaves		
Cost of Above		

Remarks:

NORTH BOROUGH PARKING LOT MONTH & YEAR 2-Oct

PARKING VIOLATION

DATE	TIME	TICKET NUMBER	LICENCE NUMBER	MAKE & COLOR	WIN	LOST	METER
10/8/02	13:05		PA-EXC-7658	MITSUBISHI			79
1/8/02	13:05		PA DKN-7836	TOYOTA			46

YEAR	$685.00
MONTH	$10.00
YEAR	$695.00

DIESEL

9-21-D	24.6	22	13.6	10.6	13.6	14.7	12.6	10	16.8	28.4	19.2	19.1	18	5.8	
11-1-D	23.1	22.7	26.3												
17-8-D															
18-9-D	32.7	19.8	19.1	19.3	32.1										
20-12-D	18.1														
21-13-D	27.3	20.4	10.2	25											
26-14-D	17.4	23	20.3	26.4											
23-15-D	26.3	37.7	34.7	18.4	16.7										
24-16-D	26.9	23	21.4	11.9	6.2	22.1	25.6	12	21.3	27.9	21.5				
25-17-D	2.6														
30-M-D															
43-2-D															
44-D	35.6														
TOTALS	234.6	168.6	145.6	111.6	68.6	36.8	38.2	22	38.1	56.3	40.7	19.1	18	5.8	[illegible]

2-Oct

GASOLINE

13-3-G	11.5	12.4	12.6	0.1	0.2	0.1	0.1								
14-3A-G															
15-4-G	35.8	35.8	74.8												
16-7-G	22	21.3													
19-11-G															
27-20-G	16.1	13.4													
28-59-G	28.5														
29-M-G	48.6														
42-24-G	1'8.10	16.4													
47-G															
48-G	12.7	23.7	34.6												
49-G	18	23.4	21.3	13.9	1.3										
50-G															
TOTALS	193.2	146.4	143.3	14	1.5	0.1	0.1	0	0	0	0	0	0	0	[illegible]

GASOLINE	498.6
$.74 A GALLON	368.96

DIESEL	1004
$.66 A GALLON	662.64

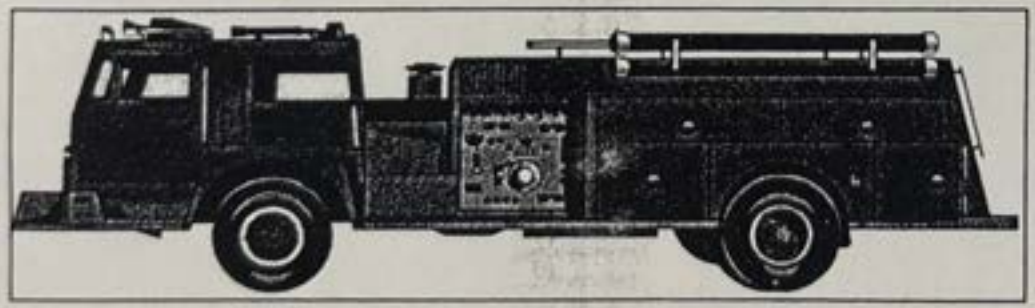
Oct-02

35-D	29.7														29.7
36-D	18.1														
37-D															0
45-D															
TOTAL	47.8	0	0	0	0	0	0	0	0	0	0	0	0	0	47.8

TOTAL DIESEL	47.8
DIESEL @ 5.66 A GALLON	31.55

34-G	23.9	16.5													
38-G	13.7														
39-G	18.5														
40-G	15.1														
46-G	33.1														
TOTAL	104.3	16.5	0	0	0	0	0	0	0	0	0	0	0	0	120.80

TOTAL GAS	120.80
GAS @ 5.74 A GALLON	89.39



2-Oct

30-G	19.6	13.7	17.5	17	18	36.6									122	
33-G	20.2														20.2	142.6
31D	37.2	28.8	41.5												108	
32D	22.9														22.9	130.4

TOTAL DIESEL	130.4
DIESEL @ $ .66 A GALLON	$86.06

TOTAL GASOLINE	142.6
GASOLINE @ $ .74 A GALLON	$105.52

DIESEL

9-21-D	24.6	22	13.6	10.6	13.6	14.7	12.6	10	16.8	28.4	19.2	19.1	18	5.8	
11-1-D	23.1	22.7	26.3												
17-8-D															
18-9-D	32.7	19.8	19.1	19.3	32.1										
20-12-D	18.1														
21-13-D	27.3	20.4	10.2	25											
26-14-D	17.4	23	20.3	26.4											
23-15-D	26.3	37.7	34.7	18.4	16.7										
24-16-D	26.9	23	21.4	11.9	6.2	22.1	25.6	12	21.3	27.9	21.5				
25-17-D	2.6														
30-M-D															
43-2-D															
44-D	35.6														
TOTALS	234.6	168.6	145.6	111.6	68.6	36.8	38.2	22	38.1	56.3	40.7	19.1	18	5.8	1004

2-Oct

GASOLINE

13-3-G	11.5	12.4	12.6	0.1	0.2	0.1	0.1								
14-3A-G															
15-4-G	35.8	35.8	74.8												
16-7-G	22	21.3													
19-11-G															
27-20-G	16.1	13.4													
28-59-G	28.5														
29-M-G	48.6														
42-24-G	1`8.10	16.4													
47-G															
48-G	12.7	23.7	34.6												
49-G	18	23.4	21.3	13.9	1.3										
50-G															
TOTALS	193.2	146.4	143.3	14	1.5	0.1	0.1	0	0	0	0	0	0	0	498.6

GASOLINE	498.6
$.74 A GALLON	368.96

DIESEL	1004
$.66 A GALLON	662.64

BOROUGH OF HATBORO

POLICE FUEL USAGE REPORT

2-Oct

37-1	37-2	37-3	37-4	37-5	37-6	37-7	37-8	
6				7.3	16.8	8.6		
3.3				4.6	15.5	6.9		
10.5				4.6	17.8	7.6		
8.6				7.2	15.5	6.6		
2.1				4.9	17	16.8		
7.1				5.2	8.3	5.8		
4.6				6.6	7.4	6		
14.6				5.2	3.6	5.8		
6.1				5.7	10.1	11.9		
5.5				5.9		5.3		
7.3				4.7		6		
8.3				8		3.9		
11.4				4.3		9.2		
5				5.7		4		
4.2				5.1		6.5		
4.6				6.9		6.7		
6.3				2.3		5.7		
3.2				4.6		8		
5.2				8.1		3.6		
4.3				4.8		4.5		
7.1				2.6		4.7		
7.8				6.7		3.1		
4.8				3.5		4.7		
5.9				6.1		3.2		
9.4				9.9		6.6		
12.7				4		9.6		
2.5				5.3		9.7		
6.9				10.1		16.2		
2.1				4.9		10.4		
4.9				3.5		12		
6.3				5.4		6.8		
7.3				8.8		12.7		
6.2				3.5		9		
7.3				3.2		11.2		
12.8				2.8		14.2		
4				4.5		6.3		
236.2	0	0	0	196.5	112	279.8	0	824.5

Total Gasoline 824.5

at .74 gal = $610.13

_____
sign/initial

GENERAL FUND - Adj - _____ - Police Fuel Usage

Police Fuel	**01.410.250**	**D XXXX**	(charge account)
Maintenance Fuel	**01.437.410**	**C XXX**	(reduce account)

BOROUGH OF HATBORO

OFFICE OF THE FIRE MARSHALL

414 SOUTH YORK ROAD
HATBORO, PA 19040

MONTHLY FIRE MARSHALL REPORT

Month of : October 2002

	THIS MONTH	YEAR TO DATE
Inspections	21	195
Re-inspections	7	24
Fire Investigations	8	53
Special Service	1	17
Fire Reports Issued	1	2
Permits Issued	3	23
Permit Fees Collected	$150	$1,607
Fire Report Fees Collected	$25	$50
Inspection Fees Collected	$329	$7,601
Miscellaneous Fees Collected	0	0
Total Fees Collected	$504	$9,258

Remarks: u & o Inspt. (1) For 32 Re-Inspt (1) For (6) Fees $380 For $10,285

	Inspt.	Invest.	S. S.	Totals
STAUCH	3.15	2.35	2.0	7.50
THOMAS	.50	.25	2.0	3.20
SINE	4.00	.45	0.0	4.45
READING	0.0	0.0	0.0	0.00
TOTALS	8.05	3.45	4.0	15.55

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, December 23, 2002

PRESENT
President Clark, Vice President Zygmont, Councilpersons Acker, Ehrsam, Polaneczky, Taggart, and Younglove, Mayor Celano, Solicitor Meyer, Chief Gardner, Superintendent Stauch, and Borough Manager Pantano.

CALL TO ORDER
PRESIDENT CLARK called the meeting of the Council of the Borough of Hatboro to order at 7:35 p.m.

MINUTES
A MOTION was made by COUNCILPERSON YOUNGLOVE to approve the minutes of the November 25, 2002 Council meeting. This motion was SECONDED by COUNCILPERSON EHRSAM and APPROVED by Council unanimously.

PRESIDENT'S REPORT
PRESIDENT CLARK stated that he had nothing to report at this time.

BOROUGH MANAGER'S REPORT
BOROUGH MANAGER PANTANO stated that Council should be in receipt of his written report. He added that the **Recycle Consortium Project** is moving forward. Everyone has signed the lease agreements and the project is scheduled to be let out for bid in January. Borough Manager Pantano mentioned that they hope the project will be completed by the end of August 2003.

BOROUGH MANAGER PANTANO reported that the **2003 Audit** has begun. He met with Darren Miller and Mike Whisman from Larsen Allen at the beginning of December to discuss the procedures for the 2003 Audit. They started the preliminary audit and it's moving along well.

BOROUGH MANAGER PANTANO received correspondence from State Representative Roy Cornell regarding **House Bill 1961** which would authorize the use of **radar in Pennsylvania**. State Representative Cornell indicated that the request didn't even make it to the House this year and he hopes that it will be brought up again in 2003. Borough Manager Pantano said we might want to restate our position again next year when the House is back in session.

BOROUGH MANAGER PANTANO mentioned that Council is aware of the problem in the Borough with **Canadian Geese**. He stated that we applied last year for a permit to take the eggs away from the nests in attempt to control the geese population. Borough Manager Pantano announced that he received that permit last week so the Borough could start that project when *The Goose Guys* are ready. VICE PRESIDENT ZYGMONT asked when this process begins. Borough Manager Pantano stated that the process begins during nesting season, which happens to be right around the same time that the pool is scheduled to open.

BOROUGH MANAGER PANTANO stated that he provided notice to **Berkheimer** regarding the **Earned Income Tax contract**, explaining that it would not automatically rollover. He received correspondence back recognizing receipt of being put on notice. He added that Berkheimer expressed their interest in working with Hatboro again in 2003. COUNCILPERSON EHRSAM asked if Borough Manager Pantano requested the other information from them. Borough Manager Pantano said yes.

BOROUGH MANAGER PANTANO reported that he received an update from our engineers regarding the **York Road traffic light replacement**. The project includes the replacement of the

five traffic lights along York Road. He added that it appears that the County and the State are putting out requests proposals for design services so that project will definitely start in 2003. As a result, we will start to see some invoices for the York Road project for the engineering and design services. Borough Manager Pantano added that this project is a project, which was budgeted through the Borough Authority. He mentioned that our expenses are expected to be approximately $40,000 for the initial design.

TREASURER'S REPORT

TREASURER McKEAN reported that as of 11/30/02 the balances invested in the Pennsylvania Local Government Investment Trust (PLGIT) totaled $1,580,042.35. Interest credited for the month was $1,943.78. Average yield for November was 1.4%.

PAYMENT OF BILLS

After reviewing the bills and manual check list, VICE PRESIDENT ZYGMONT asked what the additional $861 for **PECO Energy** was for. BOROUGH MANAGER PANTANO stated that he would check into that invoice and report back to her.

COUNCILPERSON YOUNGLOVE made a MOTION to APPROVE the **bills** and **manual check list**. This motion was SECONDED by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

MAYOR'S REPORT

MAYOR CELANO wished everyone a merry Christmas and a happy New Year. He commended the newspaper reporters, solicitor, treasurer, public works department, fire department, police department, and other borough staff for the wonderful job they perform throughout the year.

SOLICITOR'S REPORT

SOLICITOR MEYER obtained and forwarded information to Council, Fire Marshal Stauch, Code Enforcement Officer Heller, Mayor Celano, and Borough Manager Pantano regarding the **contamination** of the **M&M Property** on Jacksonville Road. He added that this was the location of the former Sanitarians and the Board of Assessment & Appeals have signed off on it. He hoped that the information provided would assist everyone in deciding whether or not to agree to reduce the **tax assessment** of the property. The County, School District, and Board of Assessment have already agreed.

SOLICITOR METER amended the Developer's Agreement and the Escrow Agreement for **Commerce Bank**. He also had discussions with counsel of Commerce bank regarding a letter of credit and agreements.

SOLICITOR MEYER stated that **330 South Warminster Road Associated** have received Notice of Intervention by the County regarding their **tax assessment appeal**. It was $23,000,000 and was reduced to $20,000,000.

SOLICITOR MEYER prepared the **2003 Tax Anticipation Note**. He mentioned that the consideration of approving it is on the agenda later in the evening.

SOLICITOR MEYER wished everyone a happy holiday and a happy New Year.

DEPARTMENT SUPERVISORS' REPORT

CHIEF GARDNER stated that he had nothing to report at this time and wished everyone happy holidays from the Police Department.

FIRE MARSHAL STAUCH submitted a report, in advance, which is attached. He mentioned that Council is in receipt of the **helicopter issues** for transporting to the trauma centers. There are

designated helicopter landing sites already so they are ahead of where other towns may be at this time. VICE PRESIDENT ZYGMONT asked where they are located. Fire Marshal Stauch stated that one is at Miller Meadow, two are in parks, and there are two at the elementary schools as long as they are not in session when the helicopter is landing. CHIEF GARDNER stated that there has been increased flight activity, including two in Upper Moreland last night. He added that the community should be aware of this in case they see a low flying helicopter landing.

SUPERINTENDENT STAUCH submitted a report, in advance, which is attached. He stated that he had nothing additional to report at this time and wished everyone happy holidays.

COUNCIL/COMMITTEE REPORTS

Administration – Dr. Clark
PRESIDENT CLARK stated that he had nothing to report at this time.

Zoning, Development & Historical Preservation – Mr. Acker
COUNCILPERSON ACKER made a MOTION to consider a waiver for **313 Tanner Avenue** including street trees, sidewalks and curbs, and drafting requirements. Councilperson Acker mentioned that there was discussion regarding this waiver at the December committee meeting and they are basically waivers of applications under the subdivision and land development ordinances. This MOTION was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

COUNCILPERSON ACKER made a MOTION to consider a waiver for **342 Tanner Avenue** including sidewalk/storm sewers and drafting requirements. This issue was also discussed at the December committee meeting and is also a waiver of application under the subdivision and land development ordinances. This MOTION was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

COUNCILPERSON ACKER wished everyone happy holidays.

Parks, Recreation, & Community Affairs – Mrs. Zygmont
VICE PRESIDENT ZYGMONT made a MOTION to approve **Resolution #02-06** regarding **increasing pool fees**. This would increase each of the membership fees by $5.00 and each of the daily use fees by $0.50. This would also include the increase of swim lesson fees to $35.00 per two-week session and $30.00 for each additional family member for each two-week swim lesson session. Mr. Battis requested that this motion not be approved until the following fiscal year. He added that in last year's budget there was $50,000 set out to operate the pool and he hasn't yet heard a consistent answer from Council regarding how much money the pool lost. Vice President Zygmont stated that she already told him the pool lost $20,000. Mr. Battis stated that he received different numbers from her fellow council members. He added that the $50,000 was budgeted to set it up and to staff the pool. He wants to see Hatboro providing for the first providers, including the **police, public works, and fire departments**. Mr. Battis added that Council decided to take away the police dispatchers, take a long time replacing officers who left, and has not yet signed contract with that department. Mr. Battis stated that there hasn't been a negotiating session with the public works department and the first negotiating session is not scheduled until 2003. Mr. Battis stated that the fire department can't get the money they need for **air packs**. PRESIDENT CLARK stated that the discussion about fire department air packs is on the agenda for later in the evening. Mr. Battis recommended that Council consider applying the $50,000 budgeted for the swimming pool to the police, public works, and fire departments. He stated that this would offer the Borough various opportunities. If the Borough could obtain grants then there will be the proper time to have the engineers study them and get the bidding done in the summer rather than the winter. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

Public Relations – Mr. Younglove
COUNCILPERSON YOUNGLOVE stated that there was supposed to be a presentation this evening regarding the **aircraft dedication**. He mentioned that in October 2002, the people over at the Willow Grove Naval Air Station dedicated a C-130 airplane to the city of Hatboro-Horsham. He added that Councilperson Polaneczky and Mayor Celano were in attendance at the dedication ceremony. Councilperson Younglove showed the photograph of the plane that was provided to the Borough of Hatboro.

COUNCILPERSON POLANECZKY thanked **Troop 551** (Brownies) for caroling in his neighborhood the other night.

Public Safety – Mr. Taggart
COUNCILPERSON TAGGART made a MOTION to consider the appointment of **Timothy Grady,** who was previously interviewed, as a probationary **patrol officer**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and was APPROVED by Council unanimously.

COUNCILPERSON TAGGART made a MOTION to consider the appointment of **Mark Ruegg,** who was previously interviewed, as a probationary **patrol officer**. This motion was SECONDED by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

COUNCILPERSON TAGGART wished everyone happy and safe holidays.

Public Works & Public Properties – Mr. Ehrsam
COUNCILPERSON EHRSAM stated that he had nothing to report at this time and wished everyone a merry Christmas.

Budget & Insurance – Mr. Polaneczky
COUNCILPERSON POLANECZKY made a MOTION to award the $900,000 **2003 Tax Anticipation Note** to **Hudson Bank** at 1.5% interest rate. He mentioned that Hudson Bank was the lowest bidder. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

COUNCILPERSON POLANECZKY stated that he has the latest version of the **2003 budget** and added that there are still a few items, which need to be discussed. Councilperson Polaneczky announced that they would be voting on the ordinance next Monday night. He mentioned the details of the fire budget and stated that the one that would be up for approval would be the one that was discussed the Friday after Thanksgiving. The **Fire Tax** will be taken from 0.422 mils and increased by 0.208 mils for a total of 0.63 mils. This means instead of $151,000 in Fire Tax they are going to generate $225,535, which is 95.2% of the collections. $105,000 would go into the **operating fund** every year to be used for operations of the Enterprise Fire Company and the balance will go into the **capital fund**. Councilperson Polaneczky stated that the interest from either of the two accounts would stay within the operating or capital fund, whichever generates the interest. He added that the first thing they talked about, when they were initially talking about these figures, was that last year $21,000 was dedicated to the trash fee and that will now be put into the capital fund. They would no longer generate any trash fees to pay for fire capital, which is a part of the new Fire Tax increase. Councilperson Polaneczky noted that there should be about $138,000 at the end of the year, in which $28,000 could stay in the operating fund to keep it going until the tax revenue comes in, and the $110,000 will go into the capital account. He stated that when the $120,000 comes in then there should be about $250,000 in that capital account to fund capital expenditures. He added that they have already paid the truck expense for the year so there will not be a truck expense out of that fund but there are other items such as radios. Councilperson Polaneczky stated that out of the capital fund will be the truck payment for next year for $66,000 and that will happen until 2008 at which time they will buy another truck. Councilperson Polaneczky stated that these numbers should cover everything except for the

renovations to the firehouse building and as was previously discussed, this item would be placed on a referendum. He would like to include the cost of the renovations on the referendum as well. Councilperson Polaneczky stated that instead of having the entire 1.2525 they were able to get everything except for the building renovations. A resident asked how much the increase equals in dollars. Councilperson Polaneczky stated that the 0.208 mils comes out to about $24.85 on the average household. COUNCILPERSON EHRSAM stated that it's based on $135,000. Councilperson Polaneczky stated that if you take one mil and multiply it by 0.208 it comes out to $20.80 on each $100,000. If you take your market value (of your house) and multiply it by 0.00208 and you will get your increase. Bill Tompkins, Spring Avenue, mentioned Councilperson Polaneczky's comment about the truck payments and not having a payment this year coming up. He asked for clarification on the purpose of paying the extra truck payment this year so that the payments fell properly in the budget cycle and expressed concerns about getting back into the bad habit of paying the truck payments in the wrong budget year. Councilperson Polaneczky stated that it would be taken out of the capital account regardless of when it's actually due. He stated that he really doesn't care if it's paid in December or January, he only wants to make sure it's paid on time. He stated that out of the $120,000 and $66,000 would come out for one truck and $12,000 on another truck. Once they are paid off then the additional money can go towards a new truck or whatever the Fire Company and the Fire Board work out. Joe Reading stated that Vice President Zygmont previously asked where the Fire Company's figures differed from the figures she had. He submitted paperwork to all of Council and stated that the last page shows Council that within the first six months of the year they spent approximately $41,000 and in the last six months approximately $48,000. Then they add in the truck payment too. VICE PRESIDENT ZYGMONT asked if Council could receive the actual numbers rather than estimates next year as well. Joe Reading stated that they submit an expenditure list and if they don't request any money because they have the funds available then they can collect the interest from P.L.G.I.T. He stated that what is submitted each month is what they need, however, the item may not come in right away so they don't always need the funding immediately. That's what the requests are based on. Mr. Battis asked if the fire tax covered the **air packs** since Councilperson Polaneczky did not mention them when reviewing the fire tax numbers. Councilperson Polaneczky stated that if the Fire Company and the Fire Board determine that they need air packs then there is $251,000 at their disposal to spend on them. He added that the money is there so if that's what they need then they vote on it and spend it since it's available. FIRE CHIEF ZOLLERS stated that they decided that with the additional $50,000 that was put away plus the $21,000 from last year, which was originally designated for a truck payment, there is enough to buy air packs for one year. He added that obviously, this was not leaving the Fire Company with enough to purchase the radios and leaves no money for any renovations for the building. Councilperson Polaneczky stated that the numbers that the Fire Company submitted for air packs was $106,000, which leaves the balance of $144,000 and the truck payment was already made for this year. Fire Chief Zollers stated that another truck payment would be made at the end of 2003 as well. Councilperson Polaneczky said to then subtract the truck payment but then add the extra $120,000 that will be received in March 2003 and that should cover the radios. Councilperson Polaneczky reported that the Borough would still cover the Fire Company's Audit and their insurance out of the **general fund**.

COUNCILPERSON POLANECZKY announced that the **sinking fund**, because certain loans have been paid off, would go down about 1 mil and that will be used to supplement the **general fund**. Overall, including the **fire tax** increase should be under $50.00 for the average household. Councilperson Polaneczky stated that everything should be finalized by next Monday. Bill Tompkins asked what time the budget meeting would be held. BOROUGH MANAGER PANTANO stated that the meeting was advertised at 7:00 p.m.

COUNCILPERSON POLANECZKY wished everyone a merry Christmas and stated that he was pleased that the necessary increase in taxes is a lot less than originally proposed. He stated that he appreciates everyone's work in cutting back on the budget to get it where it is now.

PRIVILEGE OF THE FLOOR

VICE PRESIDENT ZYGMONT stated that normally she would never do this, but contrary to the recent article regarding **Public Works**, she wanted to publicly state that she has never been against them and has always been nice and worked cooperatively with them. She stated that she did not appreciate the comments in the article and did not appreciate that the Press did not call her for her reaction. Vice President Zygmont stated that she felt it was very inconsiderate. COUNCILPERSON POLANECZKY stated that he would like to correct The Intelligencer/Record. He noted that John Anastasi (reporter) is usually very on top of these things but stating that "Hatboro has a New **Negotiating Team**" is an incorrect headline. Councilperson Polaneczky stated that he has been at every committee meeting, council meeting, and executive session and he knows that Councilperson Ehrsam and Vice President Zygmont have been working on that negotiating team for about six to eight months now and there has never been a change. Councilperson Polaneczky stated that there might have been a misunderstanding or maybe things weren't translated correctly into the newspaper, which is fine, but the negotiating committee for the police has been Councilperson Polaneczky, Councilperson Taggart, and Borough Manager Pantano and for public works it's been Councilperson Ehrsam, Vice President Zygmont, and Borough Manager Pantano.

Mr. Battis asked if the contracts for the police and public works departments would be retroactive to January 1, 2003. His concern is based on not hiring in the police department, thereby saving six-months of a salary. VICE PRESIDENT ZYGMONT stated that this is an issue, which is a part of **contract negotiations** and couldn't be discussed. COUNCILPERSON ACKER stated that week after week Mr. Battis became the ambassador of Hatboro and it's getting tiresome because it's all opinion. He added that they sit on Council on behalf of 7,400 people of various financial means and they try to do a well-balanced financial act to make it so that everyone could get the services they want at the best possible price. Councilperson Acker stated that the easiest thing to do would be to simply raise taxes but the illusions that Council is dragging their feet is actually shortcutting right to things and tossing the blame back to Council. Councilperson Acker stated that the people that are on Council try very hard. Mr. Battis agreed and stated that that's why they were elected to Council. He mentioned that they still saved on police and maintenance pay. Councilperson Polaneczky asked what he meant by saving on maintenance pay. Mr. Battis stated that if a public works contract is not negotiated until June, and they don't receive retroactive pay, then the money is saved. He stated that the raises for the police department and public works department are already in the budget proposal according to Councilperson Polaneczky, therefore Council already knows what they are planning on offering. Councilperson Polaneczky clarified that they are for all of the employees in the Borough, not just those two departments. Mr. Battis asked why Council hasn't just offered the money in order to get it done. Mr. Battis stated that two of the Council members have members, in their family, on the School Board. Vice President Zygmont said that she does not. PRESIDENT CLARK stated that he would not have any Councilperson or Councilperson's relative attacked or demeaned in the Council chambers.

Mr. Battis stated that, according to the local newspaper, Hatboro is eligible for **community revitalization funds**. He asked why the space on West Jacksonville Road, north of Hatboro Beverage, is still empty and asked if we have applied to fill in that area. He added that we could increase the assessment values in Hatboro by bringing in new industries. COUNCILPERSON POLANECZKY stated that they have applied for different redevelopment grants and added that according to that article, Hatboro qualifies because the income level is declining in this town. Councilperson Polaneczky stated that although Mr. Battis would be an advocate for raising the taxes, he doesn't personally feel that everyone could necessarily afford the increase. Councilperson Polaneczky stated that he could go into detail about browns-field because he has audited several big redevelopment authorities that deal with browns-field. He added that there is a lot of matching money but you need a developer that wants to come in and invest several million dollars here. Councilperson Polaneczky stated that the Borough pursues it by their Main

Street Program, which goes ahead to try to bring business here and pair them with grants. Mr. Battis asked if they have specifically pursued the area on Jacksonville Road that he was talking about. Councilperson Polaneczky stated that Main Street has tried to get a developer to come in since it's a federal program.

COUNCILPERSON POLANECZKY asked Mr. Battis how the Borough would save $50,000 on the **pool**. Mr. Battis stated that the budget lists $50,000 under the Hatboro Pool. The $50,000 covered the salaries of the employees and maintenance and if the pool was closed for a year then it would be $50,000 that would be saved. Councilperson Polaneczky asked if Mr. Battis was aware of the revenue portion that the pool generated $50,000. Mr. Battis stated that the budget he was given by Borough Manager Pantano showed no revenue. Councilperson Polaneczky stated that you might save $10,000 or $20,000 but there are revenues that relate to those expenses. Likewise, if you close the pool then there is no pool revenue, which was voted on this evening. Councilperson Polaneczky stated that Mr. Battis might think very simplistically, and get up and yell and scream, however, if Mr. Battis is going to provide facts then Councilperson Polaneczky requested that he keeps the facts straight. Mr. Battis stated that his facts are straight according to the information he was provided with. According to that information, there is a loss on the pool each year. Councilperson Polaneczky stated that the expenses were more than revenues by $18,000 therefore it was a loss of $18,000. He mentioned that if you didn't have the pool then you also wouldn't have the revenues.

Mr. Battis suggested that if Council recommended the **firehouse renovations** be placed on referendum then he believes they should include the **pool** on the referendum as well. VICE PRESIDENT ZYGMONT stated that she did send out a survey regarding pool renovations in the mail and on the internet so people had a chance to respond to that survey without leaving their house. The information she got back showed that about 90-95% said yes, for the pool renovations, and the remainder of the responses were no. COUNCILPERSON EHRSAM stated that by law the fire company renovations have to be placed on the referendum. Mr. Battis suggested that they do the same thing with the pool asking the constituents if they actually want it. Mr. Battis then wished everyone happy holidays.

Bruce Hart, 175 Earl Lane, stated that when driving around the Borough after the snow he noticed that some of the businesses have plowed their driveways onto the pavements. Mr. Hart explained that we have a **snow removal ordinance** that says they have 24-hours to have the pavements clean and it should not be plowed from the driveways onto sidewalks or into the roadways that have already been plowed. SUPERINTENDENT STAUCH stated that if they catch them, then the police could enforce the ordinance, however, it's hard to catch them because some of the businesses are plowed after public work's crews are done. Mr. Hart asked if there was a way to send notification to the businesses and churches. COUNCILPERSON YOUNGLOVE stated that it can be placed in the next newsletter and on the website. VICE PRESIDENT ZYGMONT suggested putting it on the cable channel as well. COUNCILPERSON ACKER encouraged the residents to make either public works or the police department aware when they actually see an offender of this ordinance.

Ralph DiRienzo, 240 North Penn Street, stated that since he has lived in Hatboro the streets are always clean and the trash is always picked-up on time by the **public works department**. He noted that neighboring communities have many potholes and their roads aren't cleared after snowstorms. Mr. DiRienzo stated that after the snowstorms in the Borough, the streets are superb. He requested that when Council reviews the Public Works Contract, that they keep their hard work and the resident's comments in mind. PRESIDENT CLARK thanked him for his comments and added that over the years they have received many compliments about all of the departments in the Borough.

PRESIDENT CLARK thanked Council for a challenging year. He noted that they are not perfect, nor do they say they are perfect. He thanked everyone that was kind enough to come out to the meetings and explained that this Council does try and they give countless hours to the various tasks they are presented with. They end up with fine results and always keep in mind making Hatboro a better place.

COUNCILPERSON ACKER thanked **Enterprise Fire Company** for escorting **Santa Claus** yesterday. He stated that there were a lot of people who appreciated them helping Santa Claus visit the Borough of Hatboro.

ADJOURNMENT & EXECUTIVE SESSION

PRESIDENT CLARK adjourned the December Council meeting at 8:27 p.m.

PRESIDENT CLARK stated that there would be a brief Executive Session five minutes after the general meeting.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Hartzell

BOROUGH OF HATBORO

COMMITTEE MINUTES

Monday, January 13, 2003

PRESENT
Councilpersons Acker, Ehrsam, Polaneczky, Younglove, and Taggart, Chief Gardner, Borough Manager Pantano, and Superintendent Stauch.

ABSENT
President Clark and Vice President Zygmont.

CALL TO ORDER
COUNCILPERSON TAGGART called the meeting of the Council of the Borough of Hatboro to order at 7:33 p.m.

PUBLIC SAFETY COMMITTEE, Mr. Taggart, Chairperson
The meeting of the Public Safety Committee was called to order at 7:34 p.m.

The **Fire Company Expenditure List** was reviewed by all present. There were no questions at this time. Joe Reading explained that although Vice President Zygmont is not here, the expenditure list shows roughly $3,800, which finishes out last year's budget from December because they don't have a meeting with Council or Public Safety before that point. COUNCILPERSON TAGGART stated that he will bring that to Vice President Zygmont's attention. Joe Reading said they would prefer to take the funds as they need them rather then sending them to Borough Manager Pantano in chunks at a time. COUNCILPERSON EHRSAM asked if the expenditure lists are previewed by the Fire Board first. Councilperson Taggart said the Fire Board helps prepare the budget. Councilperson Taggart announced that there is a meeting next Monday to get a budget together since the budget, which was originally proposed was not approved and there were some changes in it. They are going to revise the budget to reflect the approved amounts. Councilperson Taggart explained that the expenditure list comes to Council and the Fire Board really has nothing to do with the actual expenditure list. Councilperson Taggart stated that the Fire Board justifies the expenditures throughout the budget process. Councilperson Ehrsam asked again if the Fire Board receives a copy of the expenditure list. Councilperson Taggart said they would if they requested it but they haven't. Joe Reading explained that it wasn't originally set up that way. Bill Tompkins asked if it would make it easier for the Fire Board to have this information so they have an easier time with the budget next year. Councilperson Taggart stated that the Fire Board looked over all of this when they worked on the budget. Bill Tompkins stated that the whole Borough budget came down to a big crunch at the end and he thinks that it might be wise for the Fire Board to start now. Councilperson Taggart explained that no one on the Fire Board ever requested the actually fire expenditure list since they see their expenditures throughout the year. Rich Lefebvre stated that the Fire Board sees the whole account, including the actual numbers.

The meeting of the Public Safety Committee was adjourned at 7: 42 p.m.

ADMINISTRATION COMMITTEE, Dr. Clark, Chairperson
The meeting of the Administration Committee was called to order at 7:43 p.m.

COUNCILPERSON YOUNGLOVE stated that Borough Manger Pantano would explain the changes in the **open-records law**. BOROUGH MANAGER PANTANO explained that Council should be aware of the changes in the open-records law. He added that some of it relates to some procedures that the Borough now has to worry about following. Borough Manager Pantano has provided all kinds of information in Council's packets, including information from Solicitor Meyer and information from the Pennsylvania Association of Boroughs. Borough Manager Pantano submitted information to Council from the House of Representatives and information on the law itself. Borough Manager Pantano explained that the definition of a public record has not changed. The only thing that has really changed

is the procedures that have been documented and outlined as to what needs to be done when someone requests information relating to open-records. Borough Manager Pantano stated that based on his review and the information he received from Solicitor Meyer he put together a sample policy for the Borough that should be looked at. He requested that Council makes him aware if there are any questions or comments that they may have regarding the sample policy. Borough Manager Pantano added that Solicitor Meyer noted that the policy, as it stands right now, allows us to charge a certain amount of money for the copying of certain information. The present policy stated $1.00 for the first page and .25¢ for each additional page. Borough Manager Pantano admitted that he's not sure where the information came from for charging the first $1.00 but Solicitor Meyer thought that it might be controversial to charge $1.00 for the first page when most places are charging .25¢ or even less. Solicitor Meyer suggested that we charge .25¢ for every page rather than just additional pages. Borough Manager Pantano stated that one of the big items that has changed is that the Borough would be required to provide information from an electronic format into paper media. However, he mentioned, the reverse is not required. The Borough will not be required to take a paper document and format it into the computer media by request. Borough Manager Pantano stated that there is an Appeals Process if the Borough or administration would turn down a request for whatever reason. The Appeals Process would bring it to Borough Council. Borough Council would then make a decision as to whether or not they felt it was public record and if they in turn denied that then the requesting person would have the opportunity to file an appeal with the Court of Common Pleas or the District Justice. If they find that the Borough arbitrarily refused some type of open-records information and they appealed it, then the requestor could be awarded attorney's fees and costs. However, the opposite is also true. If the Court finds that the requestor was being unreasonable or had a frivolous case, then they could be charged with attorney's fees and court costs. Councilperson Younglove stated that he just heard about it for the first time recently and suggested that we carry it over another month unless there is a specific deadline that had to be met. Borough Manager Pantano stated that technically the requirements that have to be followed were supposed to be in place by the end of December. He added that he intends to now follow the new procedures regardless of whether it's passed this month or next month. Councilperson Younglove stated that it should be placed on the Administration section of the February agenda.

The meeting of the Administration Committee was adjourned at 7:49 p.m. Councilperson Polaneczky arrived at this time. Chief Gardner left at this time.

ZONING, DEVELOPMENT & HISTORICAL PRESERVATION, Mr. Acker, Chairperson

The meeting of the Zoning, Development, & Historical Preservation Committee was called to order at 7:50 p.m.

COUNCILPERSON ACKER stated that Borough Manager Pantano met with representatives of the **Upper Moreland-Hatboro Joint Sewer Authority** regarding the **interceptor project**. BOROUGH MANAGER PANTANO stated that they met with the Sewer Authority and their engineers for a pre-bid meeting for the construction, which is coming up. Borough Manager Pantano noted that Zoning Officer Heller attended as well. One of the issues determined over the past few weeks was whether or not the type of project and definition of what they were doing would require land development and sub-division approval, thereby being required to go in front of the Planning Commission. Borough Manager Pantano stated that the Engineers and Code Enforcement Officer have reviewed it and he doesn't feel that it's necessary to go through land development according to our definition of land development in our ordinance as well as the actual project. The Engineers concurred with this. Borough Manager Pantano announced that there is an issue relating to zoning. Any type of construction work done in a flood plain must be addressed by the Zoning Hearing Board. According to the zoning ordinance, any type of work like this is allowed, however, it's required to receive a special exception from the Zoning Hearing Board. Borough Manager Pantano has reviewed it over and over again and so has the Zoning Officer and Borough Engineer and they all agree that the zoning ordinance requires an appearance before the Zoning Hearing Board. Borough Manager Pantano doesn't feel that there will be any significant problem with it since it's a straightforward and clear-cut project. The meeting has been set up for the end of January and the Sewer Authority is aware of this. All of the copies of plans and specifications

are in the Borough offices and now they have to finish completing the Zoning Hearing Board application. The meeting has been scheduled with the Zoning Hearing Board and the Zoning Hearing Board Solicitor and Court Reporter are available for the meeting. Councilperson Acker verified that this was basically a procedural process. ZONING OFFICER HELLER stated that the requirements are primarily because of the flood plain. Borough Manager Pantano stated that the first thing the F.E.M.A. people ask after a flood is if we have been following the flood plain ordinance to make sure that all of the developments have gone through planning and zoning. Councilperson Acker stated that following the ordinance also has a direct impact on flood plain insurance. Borough Manager Pantano agreed and stated that if the Borough doesn't comply with its own flood plain ordinance then P.E.M.A. could take away the entire Borough's flood plain insurance. COUNCILPERSON EHRSAM asked if it was scheduled for January 22, 2003. Zoning Officer Heller stated that it's scheduled for January 29, 2003 provided he is given the permission to go ahead and advertise the meeting. Councilperson Acker stated that he should indeed go ahead with advertising.

COUNCILPERSON EHRSAM asked if there was an update on the **cell tower**. BOROUGH MANAGER PANTANO stated that he contacted the bank and the manager and she indicated that she would get back to him as soon as she talked to the land development people. He hasn't heard back from her yet. Councilperson Ehrsam asked if they were ok on the timeframe. Borough Manager Pantano stated that they said something about 60-days at the end of November or the beginning of December so they should be fine. COUNCILPERSON ACKER suggested that Borough Manager contact the representatives from Sprint letting them know that we are working on contacting the representatives from the bank. Borough Manager Pantano doesn't think that they will just walk away from it at this point after all of the time that has already been put into it.

A resident asked for the status on **Commerce Bank**. COUNCILPERSON ACKER stated that we just signed off on the plans and he believes that they are filing them with the County. BOROUGH MANAGER PANTANO stated that they have completed their final engineering plans, which were signed tonight. He added that the Developer's Agreement is completed and will be in their hands tomorrow morning for their signatures. Council also has to sign it once the Commerce Bank signatures are in place. Borough Manager Pantano stated that their next step is the building permit. ZONING OFFICER HELLER stated that they would be applying for the demolition permit first and then the building permits. Borough Manager Pantano asked if Zoning Officer Heller knew the status of the Highway Occupancy Permit (H.O.P.). Zoning Officer Heller stated that he hasn't seen a thing on it yet.

Bill Bentz, **246 East County Line Road**, stated that he owns half of the industrial park and he would like to know when Council is going to start enforcing the zoning violations on the other part of his property. COUNCILPERSON ACKER stated that this was the first time he has heard of this concern. ZONING OFFICER HELLER stated that Chang Lee owns the other half of the industrial park and he has been unable to perform what is necessary in the past nine years. He added that in the past two years Chang Lee has been addressing some of the issues but not as many as Zoning Officer Heller would like. Zoning Officer Heller stated that he wanted to try to do it without dragging it through court. There are issues on use & occupancy permits that were conditional. Chang Lee has yet to have followed through on those conditions. The conditions needing to be met include needing additional doors as access to the back of 6-A and 6-B. Zoning Officer Heller stated that they have been that way for 40 years; however, they have to have additional exits in order to get a clear use & occupancy permit. He mentioned that they bought the doors, they excavated and got it already, and then they just stopped. The other issue is the fence surrounding the property. When one of the tenants made renovations inside of the building to put foundations in, they took the dirt and dumped it at the side of the edge of the property. Then it went onto the school district's property. At that time, Zoning Officer Heller told them to Cease & Assist and contacted Bud Sines from the School District. Bud Sines and the environmental people interested in the stream near there determined that it wasn't an issue but they would like it to be stabilized. They put out information for bids and received bids from people but nothing has been done yet as far as stabilizing the embankment. Zoning Officer Heller mentioned that while the tenant was burying emptying the dirt, he buried the fence that was there. Zoning Officer Heller stated that he is

trying to do research to find out if the fence was mandated at the time when the development was build. He added that if it was mandated then we can force him to put the fence back up and he will then push the issue of getting the fence up. Zoning Officer Heller stated that it's possible that there is still a handle on it because of the property maintenance issues. He had a fixture, which was a fence, and it's no longer in good condition. He's just not sure if he can force the issue of putting the fence back in. Zoning Officer Heller is also exploring the option of having the school district request the fence since they are the property it was dumped on. Councilperson Acker verified that the two issues included the fence and the doors. Zoning Officer Heller agreed. Bill Bentz asked if they were the only violations on the property. Zoning Officer Heller stated that they are the only ones that we have any control on because what he is doing right now is as we do the use & occupancy inspections when the new tenants come in then we enforce the regulations. Zoning Officer Heller stated that he tried to make a practice of not just going into properties and just doing property maintenance inspections unless he gets specific complaints from people. If he gets specific complaints then he investigates the complaint. At this specific property, there was a roof complaint and they fixed it. There was a problem with the rear entry and the fire lane, which they fixed also. They were displaying lawns on County Line Road and they have eliminated that practice. There was a 6,000 gallon tank that they removed, although it was left as a sinkhole and it still needs to be filled in. Bill Bentz asked about the other oil tanks that were supposed to be explored but weren't. Zoning Officer Heller said that he couldn't say what the exact status is because he doesn't have enough time to devote to every project. Bill Bentz stated that in general the place is a pigpen. Zoning Officer Heller agreed. COUNCILPERSON EHRSAM asked what the time frame was for the temporary use and occupancy permit. FIRE MARSHAL STAUCH stated that it was initially 60-days but then it was pushed back an additional 60-days. Councilperson Ehrsam asked how long ago that was. Fire Marshal Stauch stated that it was probably since May or March of 2002. Councilperson Acker asked if this was because of the doors. Zoning Officer Heller said yes because they fixed the heat, the windows, the holes in the ceiling, etc. Fire Marshal Stauch stated that when they moved into the place somebody cut the place in half and cut into it without permits. He added that they left the place with one entrance. Councilperson Ehrsam asked if we had the ability to take away their use and occupancy permit. Councilperson Acker stated that he would like to take some sort of action against them since we are talking about ingress and egress. He added that since we are aware of the problem, if something were to happen then the problem could come back to Council. Councilperson Acker stated that we need to seriously look into this and to possibly get Solicitor Meyer involved as well. Councilperson Acker mentioned that we have had problems in the past with this property owner and it's been sort of an absentee-landlord situation there. He added that Council will work with anyone but "working" means both parties are working. Zoning Officer Heller stated that the situation has been very hard to deal with but the manager for the part of the building being discussed now has a school where he teaches auto body repair for community development for welfare recipients. He added that now that he's involved in that Zoning Officer Heller is getting less response from them. Before he would pressure Chang Lee to respond but now that he has the auto body school to take care of, he is less involved. Councilperson Acker stated that that does not excuse him from fulfilling his obligations. He reiterated that if it requires Solicitor Meyer getting involved then we should proceed with that route. Councilperson Acker stated that a temporary use & occupancy permit is one thing but they still haven't done anything since March and we need to become more involved. Councilperson Acker stated that this is a slap in the face to all of the property owners and residents who are law-abiding citizens. Zoning Officer Heller stated that he would move into the citation stage of the process.

COUNCILPERSON ACKER stated that he received a letter from **John Thyberg** stating that he was retiring from **Second Alarmers**. Councilperson Acker stated that after 24 years of being president of Second Alarmers, he has officially retired from the day-to-day operations. Councilperson Acker stated that a few years ago he had the opportunity to develop a relationship with John. He added that he was instrumental in being here for the Borough and for Second Alarmers. He wished him the best in his future endeavors. Councilperson Acker apologized for not mentioning this under the Public Safety committee.

The meeting of the Zoning, Development, & Historical Preservation Committee was adjourned at 8:04 p.m.

PARKS & RECREATION COMMITTEE, Mrs. Zygmont, Chairperson

The meeting of the Parks and Recreation Committee was called to order at 8:05 p.m.

COUNCILPERSON POLANECZKY stated that Vice President Zygmont asked to mention her call from Don Solomon from the Rotary, regarding the **2003 circus**. Councilperson Polaneczky stated that the event request form is completed with the exception of a signature from the Fire Company. COUNCILPERSON EHRSAM stated that Fire Company Chief Zollers has been in the hospital and that he would review it when he returns to work. Councilperson Polaneczky stated that Vice President Zygmont wanted this issue discussed at this committee meeting so that it could be voted on at the January Council meeting. Councilperson Polaneczky stated that this didn't mean that it would necessarily be adopted or approved at the January 27th meeting but at least the discussion could be brought up. Councilperson Polaneczky stated that the Rotary is requesting to host the circus the weekend after Mother's Day. This item will be placed on the agenda for the January Council meeting.

COUNCILPERSON EHRSAM stated that he believed that the **Pepsi commission checks** were to go to the Parks and Recreation account on the budget. COUNCILPERSON YOUNGLOVE stated that he didn't remember specifically designating the funds from Pepsi to Parks & Recreation. He added that he thought it was just going to be placed into the general fund. BOROUGH MANAGER PANTANO stated that it's budgeted in the general fund. He added that they went in and checked the minutes for the past three years and they didn't come across anything stated that it should go to the Parks & Recreation fund. Councilperson Younglove stated that he thinks that there may have been discussions about it ideally going to Parks & Recreation but he doesn't recall ever formally designating the funds to go to Parks & Recreation. Councilperson Ehrsam remembers a lengthy discussion on this topic and he remembers that the original $12,000 was divided between the library and the general fund but he thought that the revenue coming in was to go to Parks & Recreation because of the locations of the machines. He thought that the approximate $4,000 per year was going to Parks & Recreation. Borough Manager Pantano stated that the problem he has with that is that it was budgeted into the general fund, this year, as revenue and if you now try to separate it out then that's theoretically $4,000 short in the general fund. Councilperson Ehrsam stated that if we could figure out everything with the cell tower then we would be $60,000 ahead. Councilperson Younglove reiterated that he didn't recall the funds officially being designated to Parks and Recreation but he mentioned that he has no objection to discussing this option going forward. He personally doesn't want to see it coming out of the general budget at this point but has no problem considering it for future budgets. Councilperson Ehrsam stated that he would like it to be clarified because he was under the impression that it was going to Parks & Recreation. Due to the fact that he continuously gets copies of the Pepsi commission checks, he assumed that it was going into the right fund. He would appreciate future consideration of it going into Parks & Recreation. COUNCILPERSON POLANECZKY stated that he doesn't think that we really designated any revenues specifically for Parks and Recreation other than the pool income and the concession stand income. Borough Manager Pantano stated that there is a separate line item in the budget for that income. Councilperson Polaneczky asked if there was a special account for the concession stand money because he thought there was a separate account opened for the concession stand. Borough Manager Pantano stated that there was a separate fund last year but this year it's in the general budget. Councilperson Polaneczky asked if there was a bank account for Parks & Recreation only. Borough Manager Pantano said there is an account that is set up right now for Parks & Recreation. He added that Vice President Zygmont wanted two separate funds set up. One was for the concession stand and one was for capital additions that we are hoping to do in the future. In the capital additions fund, the money from donations or anything specific to the upgrade of the pool goes into this account. Borough Manager Pantano reiterated that the concessions stand is different from the capital additions account. Councilperson Polaneczky asked if the remainder of the revenue from the

pool goes into the general fund. Councilperson Ehrsam stated that the $5,000 is still in a separate account. Borough Manager Pantano said no because it was used in the pool last year. Councilperson Ehrsam asked if the money was used from the general fund and if so, how was it separated if it wasn't in a separate account? Borough Manager Pantano stated that it was in a separate account. He added that the initial outlay of money given to the Borough from Pepsi was separated because that was earmarked for the library and for the general fund. The monthly income, however, was not. Councilperson Polaneczky noted that based on Borough Manager Pantano's explanation, a lot of the revenue that offsets the expenses related to the fund comes out of the general fund money, whether it's from Pepsi or taxes.

Ron Battis, West Moreland Avenue, stated that there is an old **bandstand** where there is a bandstand. He added that he is aware that the sewer is going to run through there but he wonders if we are going to rebuild it or not. COUNCILPERSON POLANECZKY stated that he believes what he read was that the bandstand would be rebuild with three tiers. Mr. Battis asked who pays for the reconstruction. Councilperson Polaneczky stated that the Upper Moreland-Hatboro Joint Sewer Authority would pay for it.

The meeting of the Parks and Recreation Committee was adjourned at 8:10 p.m.

BUDGET & INSURANCE COMMITTEE, Mr. Polaneczky, Chairperson

The meeting of the Budget and Insurance Committee was called to order at 8:11 p.m.

COUNCILPERSON POLANECZKY stated that he read about an expansion of the **Keystone Opportunity Zone Authorization** whereas by January 1, 2003 the Governor may start to designate proposed improvement sub-zones for a period of up to fifteen years. He wondered if we could look into this. Councilperson Polaneczky added that it's through D.C.E.D. and he would be glad to give the information to Borough Manger Pantano. He also noted that Norristown and Pottstown are known as "opportunity zones" and he thought it would be good since we have been declared as under the declining income level along with Upper Moreland so we might now qualify for this type of funding. Councilperson Polaneczky stated that this could bring in businesses that would get breaks on corporate net income, personal income, capital stock, franchise sales and use of real property, and insurance. BOROUGH MANAGER PANTANO stated that the main thing about these industrial zones is that it's basically a way of deferring the taxes so it's places that are looking for heavy development and to place big companies that could come in and establish themselves. Councilperson Polaneczky interjected that it's worth looking into because he's seen it with smaller service companies, and small manufacturing companies like back on Jacksonville Road. He added that it doesn't say that they have to give it to every one of these taxes but if they could get some corporate income tax breaks through the State and a few other breaks then maybe they'll start paying some business privilege taxes here in Hatboro. He reiterated that it's something worth looking into especially since we are always looking at drawing in new businesses in order to get more revenues. It's something to look into.

COUNCILPERSON POLANECZKY stated that he knows they had an executive session to discuss **contract negotiations**. He mentioned that he doesn't want to bring up any matters with contract negotiations, however, what he has brought up before in public and we are all aware of is the hiring of **police officers** and having a contract. He stated that he believes that officers have been hired and one of the candidates has been sent to the Police Academy and the other officer is currently in training. He mentioned that we do not have a contract and he wanted Borough Manager Pantano to clarify, so it's public knowledge that the attorney has told Council that they have to hire under the current contract that is in place. BOROUGH MANAGER PANTANO said that is a correct statement. Councilperson Polaneczky stated that hopefully this would be taken care of as he knows they have been trying to discuss it and they've been trying to work the situation out. Councilperson Polaneczky restated that the new police officers would have to be hired under the current contract and mentioned that he's been saying this the whole time. Councilperson Polaneczky added that it's been misunderstood or twisted

out of shape a few times but that's what he's been trying to say all along. He added that he just wanted to make sure that this was public knowledge.

Bill Tompkins, Spring Avenue, stated that he just wanted to point out that they have just finished a very lengthy **budget process**. He added that he hopes that they are not going to wait, again, until late in 2003 to look at stuff that could theoretically be looked at throughout the year. He knows that the Fire Board gave great capital ideas and we could probably get the same information from public works and from the Borough itself. He suggested that maybe some of the numbers could start being figured out over the course of the next few months rather then waiting until the formal budget process begins. This way when the budget process comes through, Council wouldn't have this big tax increase to attempt to scare everyone only to dwindle it down to something that's palatable at the end of the line. COUNCILPERSON POLANECZKY stated that it's a good point but the only problem is that we use eight or nine month figures to try to project where they will be at the end of the year. These figures give them an idea of how much was spent on snow removal and things like that as well as if we could steal from here or there. These numbers help a little bit. Councilperson Polaneczky added that he hopes that with the capital items, the Fire Board will continue to meet throughout the year. He stated that they should be looking at meeting to talk about the radios packs and bring the suggestions to Council such as how many are needed and how much they cost. Mr. Tompkins asked if Council is looking at the same process for public works and the Borough itself. He knows that there are other capital items in the budget besides just the fire equipment. He suggested that these capital items are looked at over a long-term basis rather than the way it was done this year, which was to throw out all of these numbers in October. Councilperson Polaneczky stated that with public works and public properties they have an idea based on the list that was put together last year and projected out over a long period of time. He added that what they tried to do was to knock some of them off thereby seeing how much was available from the Borough Authority based on the interest received. Councilperson Polaneczky stated that we should look into more ways to perhaps hit more of those projects. He mentioned that they have looked into and will still look into a few banks and what they will charge us for a term-loan or a line of credit and will probably still throw out an overall request for some type of bond issue. He reminded everyone that along with bond issues come payments but it's something that they can look through. Councilperson Polaneczky stated that he would like to look at some of the financing alternatives throughout the year and some of the capital expenses. He stated that you could really get a better idea of the operating expenses when you look at how the year flows based on the eight or nine month projections. Mr. Tompkins stated that even in Parks & Recreation tonight there was a question on which fund the money was supposed to go into. Within the next few months, those figures should be firm and you should know where the money is supposed to go. He added that his big concern is that towards the end of last year a big tax increase was thrown out to the public and then whittled down to look good but he asked if those numbers could have instead been whittled down throughout the year rather than trying to scare the public with large numbers. Councilperson Polaneczky stated that it's a legitimate question but what Mr. Tompkins didn't see was the Fire Board meeting four or five times before they actually got those numbers. He added that a lot of that process was already going on behind the scenes. Mr. Tompkins stated that in theory they already have the Fire Board numbers for next year and with a little tweaking, he wonders why can't the same principal be applied to the Borough in general. Councilperson Polaneczky asked if he meant for just operations. Mr. Tompkins stated that he meant for operations and capital expenditures. He gave the example of the possibility of public works needing a new trash truck next year. Councilperson Polaneczky stated that a capital list has been put together and he can share it with the public if they would like to see it. He added that the list doesn't mean each department will get everything they ask for likewise each department may add things to the list. Mr. Tompkins stated that he would like to see that things are happening and things are moving forward.

Ron Battis stated that Superintendent Gerry Strock, Hatboro-Horsham School District, has an interesting way of budgeting. What Dr. Strock would do was he would start negotiating on a labor contract up to nine-months in advance of the expiration of the contract. He would call it the early bird special. His goal was two-fold. One was to get the labor contracts out of the way so that there is not a big problem with moral. The second reason, which was more important, was that then when the Board

went to put their budget together they already knew their biggest factor, which was labor. Mr. Battis suggested that if we maybe reversed the process and got the labor negotiations out of the way before we came up with the budget then it might be easier when you do have to put the entire budget together. COUNCILPERSON POLANECZKY stated that it's always easier when you have that information in advance.

John Pitrone asked what the total increase for the **budget** was. COUNCILPERSON POLANECZKY stated that it was about 5.25 in the sinking fund and the fire tax. BOROUGH MANAGER PANTANO stated that the increase was around that. Councilperson Polaneczky stated that the increase was somewhere around 4%. He clarified that the increase of 4% includes the sinking fund, operating fund, and fire fund.

The meeting of the Budget & Insurance Committee was adjourned at 8:21 p.m.

COMMUNITY RELATIONS COMMITTEE, Mr. Younglove, Chairperson
The meeting of the Community Relations Committee was called to order at 8:22 p.m.

COUNCILPERSON YOUNGLOVE stated that although he has nothing on his agenda to discuss he would like to reiterate that the **spring/summer newsletter** is currently being put together. He stated that Viki Connolly from the Borough offices is soliciting information for the Borough newsletter. Her ideas include introducing new Chief of Police Jim Gardner, know your Boards and Commissions, what to expect from the 2003 summer pool season, tax department updates, Main Street events and new businesses, flood early warning system in the Pennypack Creek, Borough employee anniversary dates, information on the new police officers. He asked that something be placed on the community channel regarding information that might be added to the newsletter.

COUNCILPERSON POLANECZKY asked if it was possible to add the **minutes** to the Borough's website after they are approved by Council. He suggested that the zoning, planning, and other minutes could be added as well. COUNCILPERSON YOUNGLOVE stated that he would prefer that only the Council meeting minutes were added because they are the only minutes that are formally approved. Lynn Hartzell stated that she would take care of posting the minutes to the website.

The meeting of the Community Relations Committee was adjourned at 8:24 p.m.

PUBLIC WORKS & PUBLIC PROPERTIES, Mr. Ehrsam, Chairperson
The meeting of the Public Works & Public Properties Committee was called to order at 8:25 p.m.

COUNCILPERSON EHRSAM updated the public on the **public works' negotiating team**. He stated that the negotiating team for the Borough and Public Works met on January 6th. The meeting was to exchange proposals for the new contract. The next scheduled meeting is for January 14th. We are hopefully that both sides of the parties will agree to a contract that is both fair for the public works' employees as well as the taxpayers of Hatboro. He added that both sides have agreed that at this time specific details will not be made public. COUNCILPERSON YOUNGLOVE stated that he was glad to hear that they are moving forward.

The meeting of the Public Works and Public Properties committee was adjourned at 8:26 p.m.

EXECUTIVE SESSION
COUNCILPERSON YOUNGLOVE announced that there would be a brief executive session held approximately five minutes after this meeting. BOROUGH MANAGER PANTANO announced that it would be to discuss contract negotiations.

ADJOURNMENT
The meeting of the Committees of Council adjourned at 8:28 p.m.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Hartzell

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, January 27, 2003

PRESENT
President Clark, Vice President Zygmont, Councilpersons Acker, Ehrsam, Polaneczky, Taggart, and Younglove, Mayor Celano, Solicitor Meyer, Chief Gardner, Superintendent Stauch, and Borough Manager Pantano.

CALL TO ORDER
PRESIDENT CLARK called the meeting of the Council of the Borough of Hatboro to order at 7:33 p.m.

MINUTES
A MOTION was made by COUNCILPERSON YOUNGLOVE to approve the minutes of the December 23, 2002 Council meeting. This motion was SECONDED by COUNCILPERSON POLANECZKY and APPROVED by Council unanimously.

PRESIDENT'S REPORT
PRESIDENT CLARK announced that the Borough has been notified that we have received a **revitalization grant** for the **Hatboro Main Street Program** in the amount of $22,000. This amount will be matched by $7,650 by the Borough Authority. We have also been approved for a grant in the amount of $12,000 from the **Pennsylvania Department of Community and Economic Development** for **bulletproof vests** for all of our officers. This grant includes all of the purchase costs for each new vest. President Clark mentioned that each vest costs over $800. This was possible because of the help from Senator Greenleaf. CHIEF GARDNER agreed and added that Senator Greenleaf was instrumental in getting the funding approved.

BOROUGH MANAGER'S REPORT
BOROUGH MANAGER PANTANO stated that they would be meeting in mid-February with the **Task Force** regarding the **revitalization grant**. He added that he would keep Council informed as he progress with the grant process.

BOROUGH MANAGER PANTANO reported that the **District Justice** rents the offices upstairs in the Loller building. He mentioned that we are currently in the third year of the contract and as he reviewed the contract he determined that there was an allowance for an increase this year. Borough Manager Pantano stated that he would be calculating this in March. He noted that it couldn't be done until then because it's based on the Consumer Price Index up until February of this year. He anticipates that it will be approximately 3%.

BOROUGH MANAGER PANTANO received information regarding the **York and Moreland traffic light**. He stated that the Borough requested that the State change our permit to allow a No Turn On Red at that intersection. Borough Manager Pantano stated that there were some complaints from residents as well as information from Senator Greenleaf's office regarding problems at that intersection. The notification was received, we were permitted to put the signs up, and they have been put up at that intersection. Borough Manager Pantano recommended that people become aware of that change to prevent traffic citations.

BOROUGH MANAGER PANTANO mentioned that **N.P.D.E.S. storm sewer regulations** are changing effective this year. The regulations are changing in relation to the storm sewers and the discharge. Borough Manager Pantano has been working with the Borough's Engineers on this program; however, it is going to require some effort on the Borough to maintain the system in what they call the "6 Categories of Best Management Practices." The Borough does have to submit an application by March of this year. Borough Manager Pantano reiterated that there

would be certain requirements to be met as a Borough. He has the Borough's Engineers scheduled to come in at the next committee meeting to give a nice, little report on the details of the N.P.D.E.S. Phase II Storm Water permits that we will be required to have.

BOROUGH MANAGER PANTANO reported on the **Warminster traffic light project** primarily because it has something to do with some of the Borough's intersections. He mentioned that the Borough really has nothing to do with the project other than some minor things within the intersections but since they are intersections entering Hatboro he wanted to make Council aware of the project. Borough Manager Pantano announced that this is a Warminster project thru the State and Federal Government. They are replacing the traffic lights up and down County Line Road and some of our intersections are involved. There is no work, on the Borough's part, other than identifying underground utilities. Borough Manager Pantano stated that our project as far as the **York Road traffic lights** is supposed to be under design this year and we should start to see some activity by mid-summer.

BOROUGH MANAGER PANTANO reported that he plans on having the **U.M.H.J.S.A.** attend the Wednesday night Zoning Hearing Board meeting regarding the **interceptor project**. During the meeting they will discuss complying with our zoning requirements in relationship to the flood plain. He added that he doesn't foresee any problems with the project itself. He also mentioned that there were some coordination problems with getting this scheduled but at this point it doesn't seem that there will be any problems with moving forward.

BOROUGH MANAGER PANTANO updated Council on the **Commerce Bank** project. He reported that there was pre-construction meeting on January 21st and the discussions went well. Commerce Bank provided us with an approved and signed Developer's Agreement and our letter of credit for the work that needed to be done. They also provided us with the voluntary contribution towards the roadway and traffic light improvements, which they agreed upon when they got their final approval. VICE PRESIDENT ZYGMONT asked if they know when they plan on starting construction. Borough Manager Pantano said it depends on when the last tenant leaves. He added that Commerce Bank would like to start tomorrow, however, there is one person still in there. He stated that the tenant is allowed to be there until March but they have indicated that they will leave prior to that. Commerce Bank originally wanted to have the bank completed and opened by the first quarter of this year but he doesn't think that will happen. Commerce Bank expects to have the construction completed within two to three months.

BOROUGH MANAGER PANTANO stated that we just received the last closeout from **Hurricane Floyd**. The last administrative allowance of $911.66 was issued to us in the form of a check. This payment closed out the Hurricane Floyd Grant.

BOROUGH MANAGER PANTANO reported that there was a **Main Street Closeout** meeting last week. Representatives from the State Main Street Program to go over everything the Borough has done with their Main Street Program. A few Council people were in attendance and Borough Manager Pantano believes the meeting went fairly well. He added that there was a lot of discussion on how the Main Street Project could move forward now. He stated that it was generally discussed that the Main Street Program should take on more of an economic role now and he believes that everyone is looking to go in that direction now.

BOROUGH MANAGER PANTANO stated that the two reimbursement requests for the **Munn Project** are completed and have been submitted to the State. He reported that although the State said that it would be about two to three weeks for reimbursement checks to go out, it's been a month and nothing has been received. Borough Manager Pantano believes that the delay in the reimbursement might be due to the fact that the paperwork was submitted over the holidays.

BOROUGH MANAGER PANTANO mentioned that there is an issue with **Commerce Bank**, which should be discussed before they get started on their construction. They wanted to put a mural up on the back of the building. Borough Manager Pantano stated that he previously solicited for input from Council for ideas for the mural. Commerce Bank suggested something like Borough Hall, the Union Library, or another historical building in the Borough. Borough Manager Pantano thought about having a collage of different buildings and thought that the collage might be interesting. Borough Manager Pantano would like the input from Council soon so Commerce Bank can get started on it.

BOROUGH MANAGER PANTANO stated that they are replacing the **public works' phone system**. This will be similar to the phone replacement at the police station recently. The prices were pretty good. The lowest price was from **Phone America** in the amount of $3,370. This was a budgeted amount so we will go forward with the lowest quote from Phone America.

VICE PRESIDENT ZYGMONT asked if there has been an update on the **cell tower**. BOROUGH MANAGER PANTANO stated that he spoke to the branch manager who connected him to the person in charge of the properties. He called Borough Manager Pantano last week and would like to meet with him now. Borough Manager Pantano stated that the lease was reviewed and the property manager from Sprint would like to sit down to discuss exactly what we might need to go forward. Borough Manager Pantano also spoke to the man from Sprint that he has been dealing with and he is no longer the contact there.

VICE PRESIDENT ZYGMONT asked if Borough Manager Pantano happened to get the list from Berkheimer. BOROUGH MANAGER PANTANO said he did.

TREASURER'S REPORT

TREASURER McKEAN reported that as of 12/31/02 the balances invested in the Pennsylvania Local Government Investment Trust (PLGIT) totaled $445,614.12. Interest credited for the month was $1,527.38. Average yield for December was 1.24%.

PAYMENT OF BILLS

After reviewing the bills and manual check list, COUNCILPERSON YOUNGLOVE made a MOTION to APPROVE the **bills** and **manual check list**. This motion was SECONDED by COUNCILPERSON EHRSAM and APPROVED by Council unanimously.

MAYOR'S REPORT

MAYOR CELANO stated that the Borough Ball coming up is an awesome event. Mayor Celano stated that the Police and former Judge Gloria Morgan will be recognized.

SOLICITOR'S REPORT

SOLICITOR MEYER prepared a legal memorandum with exhibits regarding the state law amending the **Right-to-Know statute**.

SOLICITOR METER reviewed the Developer's Agreement, Letter of Credit, and the Escrow Agreement for **Commerce Bank**.

SOLICITOR MEYER reviewed the draft of the **Non-Uniformed Employees Pension Plan** and submitted a memorandum regarding the Uniformed and Non-Uniformed Pension Plans.

SOLICITOR MEYER prepared a legal opinion letter for the **auditors** for the Borough of Hatboro.

SOLICITOR MEYER corresponded with the attorney for the **Moreland Crossing Townhomes** and he reviewed the Deed of Easement, Developer's Agreement, Escrow Agreements, Condominium Bylaws, and Condominium Agreement.

SOLICITOR MEYER reviewed the **Flood Plain Ordinance** of Hatboro and participated in negotiations with **U.M.H.J.S.A.** regarding the Authority's plans to construct an **interceptor** in a flood plain in Hatboro and the Authority's need to obtain a special exception from the Zoning Hearing Board. The new interceptor will permit no infiltration of flood waters or run-off of rain water.

DEPARTMENT SUPERVISORS' REPORT

CHIEF GARDNER stated that he spoke to a representative at Senator Greenleaf's office regarding the grant for **bulletproof vests** for each of the officers. He expects to receive the grant contract in the amount of $12,000 within a month or two. Chief Gardner added that this grant comes at a good time because of hiring the new officers. The grant will help offset some of the costs associated with outfitting the new officers.

FIRE MARSHAL STAUCH submitted a report, in advance, which is attached.

SUPERINTENDENT STAUCH submitted a report, in advance, which is attached.

PRESIDENT CLARK thanked the **public works'** staff for the work they complete throughout the winter months and all throughout the year to keep the streets and other areas in great shape.

COUNCIL/COMMITTEE REPORTS

Administration – Dr. Clark

PRESIDENT CLARK stated that he had nothing to report at this time. He announced that there would be a brief **executive session** to discuss some **collective bargaining agreements** and **labor relations matters**.

PRESIDENT CLARK made a MOTION to reappoint Joseph Pantano as **Borough Manager/Secretary**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint James Gardner as **Chief of Police**. This motion was SECONDED by COUNCILPERSON ACKER and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint W. Robert Stauch as **Public Works Superintendent**. This motion was SECONDED by COUNCILPERSON ACKER and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint Larson, Allen, Weishair & Co., LLP as the Borough's **Auditor**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint Gilmore & Associates, Inc. as the Borough's **Engineer**. This motion was SECONDED by COUNCILPERSON ACKER and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint Adrian L. Meyer, Esquire as the Borough's **Solicitor**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint John McKean as the Borough's **Treasurer**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint Jeffrey Heller as **Zoning/Code Enforcement Officer**. This motion was SECONDED by COUNCILPERSON TAGGART and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint Bruce Eckel, Esquire as **Zoning Hearing Board Solicitor**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

PRESIDENT CLARK made a MOTION to reappoint W. Robert Stauch as **Fire Marshal**, Roy Thomas as **Deputy Fire Marshal**, John Sine as **Assistant Deputy Fire Marshal**, and Joseph Reading as **Assistant Deputy Fire Marshal**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously.

PRESIDENT CLARK offered **Zoning/Code Enforcement Officer Heller** his condolences, on behalf of Council, for the recent loss of his father.

Budget & Insurance – Mr. Polaneczky
COUNCILPERSON POLANECZKY spoke with Borough Manager Pantano about progressing through this year. One item related to the exit interview for the **Main Street Program**. Councilperson Polaneczky stated that he was in attendance with Borough Manager Pantano at the exit interview. President of the Main Street Program, Tom McMackin, and a representative of the Department of Community and Economic Development were also in attendance. Tom McMackin added that the President of Main Street Gettsburg and a representative from the Downtown Planning Commission. Throughout that meeting many different ideas about the funding of the revitalization of downtown and a downtown neighborhood improvement district. They also talked about possibly establishing some type of permanent funding. Councilperson Polaneczky stated that he would like to address these issues during the May or June committee meeting of Budget and Insurance. He added that he would forward the information as he receives it. Councilperson Polaneczky believes that the downtown residents, Main Street, and the Chamber of Commerce are anxious to look into these ideas. He added that this might resolve some of the problems that we had trying to get out money for the Main Street District.

COUNCILPERSON POLANECZKY mentioned that under the state laws, Boroughs are allowed to distribute their own **electricity** in conjunction with the owner of the utility in the area. He would like to look further into this in June or July. He knows there was a study done on that. Tom McMackin stated that there were two studies done. One was done by Quad III Engineering and the other was done by R.W. Beck. Councilperson Polaneczky believes that we are still owed a talk about what that study represents. He would like to plan one of the budget and insurance meetings to look into it. He hopes that this could be an alternate funding source so they don't have to hit the real estate taxes each year. Councilperson Polaneczky asked for suggestions from the public as well as Council for ideas to be discussed at the meetings. COUNCILPERSON YOUNGLOVE stated that the one company still indeed owes us a presentation. BOROUGH MANAGER PANTANO asked if it was R.W. Beck. Tom McMackin said yes because part of their fee included the presentation to Council. Councilperson Polaneczky stated that he would like to see any of the study information. Borough Manager Pantano stated that he saw the Quad III study but not the R.W. Beck study. He added that he would continue to look around for it. Councilperson Polaneczky requested that copies be made for all of Council once the documents are located. Tom McMackin stated that the Quad III study is in the Authority drawer by the checks and that Councilperson Polaneczky should have a copy of the R.W. Beck report.

Parks, Recreation, & Community Affairs – Mrs. Zygmont
VICE PRESIDENT ZYGMONT made a MOTION to consider approval of the use of **Miller Meadow** for the **circus** in May. This MOTION was SECONDED by COUNCILPERSON EHRSAM. Having Councilpersons Acker and Younglove vote no, this motion was APPROVED with a 5 – 2 vote. COUNCILPERSON ACKER stated that he opposed to the circus for the same reasons that he opposed last year, which was due to previous discussion and litigation regarding Miller Meadow.

VICE PRESIDENT ZYGMONT made a MOTION to consider **waiving the fees** for the **Rotary Circus**. This motion was SECONDED by COUNCILPERSON YOUNGLOVE and APPROVED by Council unanimously. COUNCILPERSON POLANECZKY clarified that the approval to waiver the fees includes only the fees to rent the field. This does not mean the fees for reimbursement for the public works and police employees who will be needed during the circus event.

Public Relations – Mr. Younglove
COUNCILPERSON YOUNGLOVE stated that he had nothing on his agenda to discuss this evening.

Public Safety – Mr. Taggart
COUNCILPERSON TAGGART mentioned that the next **Fire Board meeting** will be held February 17, 2003 at 7:00 p.m. and the following meeting will be March 17, 2003 at 7:00 p.m. also. He added that they had a meeting last week, as well, to discuss various line items from the budget.

COUNCILPERSON POLANECZKY asked if we have received the voted upon **police contract** back from the police department. BOROUGH MANAGER PANTANO said no. Councilperson Polaneczky asked when the date of their requested arbitration notice. Borough Manager Pantano stated that he believes it was in March but he will double check.

Public Works & Public Properties – Mr. Ehrsam
COUNCILPERSON EHRSAM stated that he had nothing to report at this time.

Zoning, Development & Historical Preservation – Mr. Acker
COUNCILPERSON ACKER stated that he had nothing to report at this time.

PRIVILEGE OF THE FLOOR
VICE PRESIDENT ZYGMONT inquired about how the various **department inventories** are going. CHIEF GARDNER stated that one has been completed on basic office supplies and they are working on one for minor equipment including training supplies. Chief Gardner offered to furnish Vice president Zygmont with a copy of the completed office supply inventory list. COUNCILPERSON POLANECZKY asked if there was an asset report. Chief Gardner stated that we do an asset report every few years for insurance purposes. He added that there is one on file for capital assets for major equipment. Councilperson Polaneczky verified that the reason he asked was because Gaspy 34 is coming up where we have to report all of our assets so that may help. SUPERINTENDENT STAUCH reported that Public Works is about 75% of the way done, however, they have not touched the parks or the pool. VICE PRESIDENT ZYGMONT asked how Borough Manager Pantano is doing with inventory in the office. BOROUGH MANAGER PANTANO said they are getting there but they are concentrating on the newsletter. He assured Vice President Zygmont that it would be done.

PRESIDENT CLARK stated that each year Council interviews for various Boards and Commissions. He announced that this year they would be interviewing for the Library Board,

Shade Tree Commission, Upper Moreland-Hatboro Joint Sewer Authority Commission, Planning Commission, Zoning Hearing Board, Fire Board, and the Vacancy Board.

VICE PRESIDENT ZYGMONT asked if there was a letter about the **overhead banners**. COUNCILPERSON YOUNGLOVE stated that it would be discussed at the February committee meeting. Vice President Zygmont asked Doug Mauer if that would be ok as far as his time frame with the overhead banners. Doug Mauer said it would be fine.

Don Solomon, head of the **Hatboro Rotary**, thanked Council very much for the approval for the use of **Miller Meadow** again for the **circus**. He explained that last year they raised over $16,500 net profit. The profit was returned to all sorts of charity organizations in our community. He could supply a list of the various charities at any time. Don Solomon explained that the Rotary is always one-year delayed in their distribution of funds from the circus. Therefore, the distribution he is talking about is actually from the year before and this year's distribution will be based on the 2002 circus. VICE PRESIDENT ZYGMONT thanked the Rotary for all of the work they do behind the scenes.

COUNCILPERSON POLANECZKY thanked President Clark for verbalizing an agenda for executive session.

ADJOURNMENT & EXECUTIVE SESSION

PRESIDENT CLARK adjourned the January Council meeting at 9:27 p.m.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Hartzell

BOROUGH OF HATBORO

COUNCIL MEETING

Monday, February 24, 2003

PRESENT
President Clark, Vice President Zygmont, Councilpersons Acker, Ehrsam, Polaneczky, Taggart, and Younglove, Mayor Celano, Solicitor Meyer, Chief Gardner, and Superintendent Stauch.

ABSENT
Borough Manager Pantano.

CALL TO ORDER
PRESIDENT CLARK called the meeting of the Council of the Borough of Hatboro to order at 7:39 p.m.

MINUTES
A MOTION was made by COUNCILPERSON YOUNGLOVE to approve the **minutes** of the January 27, 2003 Council meeting pending the change on page four from floor to flood. This motion was SECONDED by COUNCILPERSON TAGGART and APPROVED by Council unanimously.

PRESIDENT'S REPORT
PRESIDENT CLARK commended Superintendent Stauch and the members of the **Public Works Department** for a job well done during the recent snowstorm.

PRESIDENT CLARK thanked the Chairperson of the **Borough Ball**, Mickey Glantz. He mentioned that in order to chair that event, it takes a lot of phones calls and a lot of man-hours, committee meetings, and community interactions. President Clark noted that the evening was flawless and the details were excellent. He stated that he was glad that Mickey Glantz was attending the meeting so he could acknowledge his job being well done.

PRESIDENT CLARK stated that there was a meeting a few weeks ago regarding the **Revitalization Committee**. He mentioned that he would talk about it more thoroughly during the Borough Manager's report.

PRESIDENT CLARK reminded everyone that there would be a brief meeting regarding the **National Gymnastics Meet**, which will occur in 2004. He restated that about 3,500 people would be visiting Hatboro and the plans are underway for that event. He is hopeful that it is a successful, flawless event.

BOROUGH MANAGER'S REPORT
PRESIDENT CLARK stated that there was a meeting of the **Revitalization Committee** to look at the **Revitalization/Comprehensive Plan Update**. He added that the County has allocated $5,000,000 for the program for 2003. We will not be eligible for construction funds until this study in complete.

PRESIDENT CLARK stated that they are continuously looking at the **cell tower updates**. The bank is requesting copies of the contract between the Borough and Sprint, including site drawings and specifications of the tower.

PRESIDENT CLARK stated that the necessary approvals from the County have been received and we are currently proceeding with the bidding of the **CDBG project**. The project includes reconstruction of curbs and sidewalks as well as the mill and overlay of the deteriorating roadway on **Penn Street** and **New Road**.

PRESIDENT CLARK announced that two years ago, the property owners at **400 North York Road** requested changing the **flood boundary line** on their property. President Clark stated that Solicitor Meyer might update everyone on the status of this request.

PRESIDENT CLARK formally thanked John Thyberg, the former president of **Second Alarmers**. Mr. Thyberg retired at the end of 2002. The new president of Second Alarmers is Bill Crilly.

TREASURER'S REPORT

COUNCILPERSON POLANECZKY stated that Treasurer McKean reported that as of 01/31/03 the balances invested in the Pennsylvania Local Government Investment Trust (PLGIT) totaled $436,537.84. Interest credited for the month was $442.26. Average yield for January was 1.17%.

PAYMENT OF BILLS

PRESIDENT CLARK stated that Council has received copies of the bills and manual check list. VICE PRESIDENT ZYGMONT asked what the three **infant-child CPR certificates**, totaling $15.00, were for. CHIEF GARDNER stated they are in the process of re-certifying the officers in CPR. He added that he is an instructor in CPR re-certification therefore he needed to order three certificates. Chief Gardner mentioned that this is a yearly re-certification. Vice President Zygmont then asked about the **Blum-Moore Reporting** invoice. SOLICITOR MEYER stated that there are two hearing dates for the arbitration, two appearance fees, and two notes of testimonies fees. Vice President Zygmont asked if Council would be updated on it. Solicitor Meyer explained that it's in status quo and we need to move it for a hearing based on the motion from the Plaintiff and the Defendant. He added that we have the right to appeal. Vice President Zygmont then asked about the top four-fold c-fold towels on the **Gartland** invoice. She asked if it was the whole supply for the year. SUPERINTENDENT STAUCH stated that it's for the police department. He added that it's mostly for the police department but no all for the police department. Superintendent Stauch reported that the police department uses about a case and a half per month. Vice President Zygmont stated that they were her only questions about the bills. After reviewing the bills and manual check list, COUNCILPERSON YOUNGLOVE made a MOTION to APPROVE the **bills** and **manual check list**. This motion was SECONDED by COUNCILPERSON EHRSAM and APPROVED by Council unanimously.

MAYOR'S REPORT

MAYOR CELANO stated that the thanked Corporal Becker and Officer Goold for always doing a wonderful job with their police work. He commended the **police department** as a whole, and mentioned that they protect Hatboro under all circumstances.

MAYOR CELANO thanked Superintendent Stauch and Fred Zollers as well as the **public works department**. He said they did an outstanding job on the snow. Mayor Celano explained that he respects these two departments because he learned long ago that when you take care of others, they take care of you as well.

SOLICITOR'S REPORT

SOLICITOR MEYER continued with the **Upper Moreland-Hatboro Joint Sewer Authority** regarding the flood plain ordinance. He stated that he believes they are going before the Zoning Hearing Board so the project can continue moving forward. VICE PRESIDENT ZYGMONT asked if the date had been set yet. Solicitor Meyer stated that he checked with Zoning Officer Heller and they have not yet filed their zoning hearing board application yet.

SOLICITOR METER stated that he prepared a written legal opinion on the State's revision of the **Open Records law**.

SOLICITOR MEYER prepared a written legal opinion for the release of the **audited financial statements** for the Borough of Hatboro.

SOLICITOR MEYER reviewed legal descriptions for easements for the **Moreland Crossing Townhomes project**. He stated that the process is progressing and he hopes that it will come before the committees at the April meeting.

SOLICITOR MEYER drafted a resolution for the ban of the use of **cell phones** in the council chambers.

SOLICITOR MEYER reviewed another contract prepared by **Berkheimer** and he prepared another written legal opinion on it.

SOLICITOR MEYER stated that there was a property owner who requested a **flood map change** regarding the boundary lines. He added that he's in the process of reviewing this issue.

DEPARTMENT SUPERVISORS' REPORT

CHIEF GARDNER stated that the Federal Government has raised the **terrorism alert** to high (code orange). He stated that they have received some calls from members of the public regarding precautions to take and what to do in the event of an emergency. Since that time, he has worked with Bob Stauch to prepare a list of recommendations that the Federal Government has issued. This is available at the police station and at Borough Hall. Chief Gardner announced that the public could obtain this information online from www.ready.gov. It is a very well done website put together by the Department of Homeland Security. He added that it's easy to use and is very user-friendly. He has also worked with Bob Stauch and Fire Chief Zollers have been sitting down on a weekly basis to review any new things that may be out or that the government has recommended. He mentioned that he would keep everyone informed of updates as he becomes aware of them. VICE PRESIDENT ZYGMONT asked if this should be available on the cable channel and the website. Chief Gardner said yes.

CHIEF GARDNER stated that he had the privilege of accepting the award the police department received at the **Borough Ball** on February 15, 2003. This was a **Service to Public award** and on behalf of the entire police department, past and present, it was an honor to accept that award. He thanked the Chamber for the award. Mickey Glantz, Chamber of Commerce, stated that they earned that award. PRESIDENT CLARK mentioned that it was well deserved.

FIRE MARSHAL STAUCH submitted a report, in advance, which is attached.

SUPERINTENDENT STAUCH submitted a report, in advance, which is attached. He added that he submitted a list of recent costs of various **snowstorms** as well as a list of the **streets** that are breaking up. He predicts that we will hit budget on both if we do not go over budget for both items.

VICE PRESIDENT ZYGMONT thanked Fire Marshal Stauch for attending the **PEMA meeting** regarding the funding for the fire company.

COUNCIL/COMMITTEE REPORTS

Administration – Dr. Clark

COUNCILPERSON YOUNGLOVE stated that he was pleased to present a certificate of appreciation to Police Officer **Cam Goold**. Since the Borough decided to create it's own **cable channel 22**, Cam Goold has provided much of his own time to get the channel up and running and to assist with updating the cable channel. Cam Goold has dedicated hours upon hours of his time finding appropriate clip art to use on the channel, changing items on the channel as necessary, as well as finding and correcting any problems. These are hours that Cam Goold puts in on his own time. Councilperson Younglove added that Cam Goold has also worked closely with the Boy Scouts and Bob John to get their programs on the air. In addition to the work he does with channel 22, Cam Goold also uses his own personal time to provide assistance with purchasing, installing, and maintaining the police department and borough hall computers. Cam Goold has been virtually on call day and night to come in and assist with computer glitches as necessary. On behalf of the Council members and the citizens of the Borough, Councilperson Younglove thanked him for his dedication presented Cam Goold with a certificate of appreciation for the work he does with channel

22 and the borough computers. COUNCILPERSON EHRSAM mentioned that if it weren't for Cam Goold, when the grant was received, we would not have the internet or the cable channel. He thanked him, personally, for his dedication.

PRESIDENT CLARK offered congratulations to **Corporal Becker** and his wife on behalf of Borough Council. He mentioned that Corporal Becker is again a new dad.

FIRE MARSHAL STUACH presented the **Award of Eastern Montgomery County Regional Emergency Management Group Governor's** award for emergency management. Fire Marshal Stauch added that this award was given for overall governmental excellence. COUNCILPERSON YOUNGLOVE congratulated Fire Marshal Stauch on the receipt of this great award. COUNCILPERSON ACKER stated that anyone who has ever had a reason to deal with emergency management teams knows that, in Hatboro, we are in good hands. He added that this is especially true and more meaningful in times like now where we are in the high state of alert. Councilperson Acker stated that he has had the opportunity to watch the emergency management teams in action and he thanked them for doing an excellent job.

PRESIDENT CLARK stated that he would like to table the issues of **open records** and **appointments** until further discussions and refinement.

Budget & Insurance – Mr. Polaneczky

COUNCILPERSON POLANECZKY stated that pending their conversation, he had a conversation with Solicitor Meyer regarding **Berkheimer Associates**. He stated that once again, they have offered a completely new and different contract. He mentioned that the compensation is 2.25%. Councilperson Polaneczky stated that there were quite a few "land mines" in the proposed contract, such as per 1,000 people fees, etc. Since he hasn't seen the official report and time is of the essence because they need to get the approvals in order to have the collection of the first quarter of income taxes. He asked what the memo stated. SOLICITOR MEYER explained that the memo has not gone out as a result of the discussion with Councilperson Polaneczky and Borough Manager Pantano. Solicitor Meyer added that the contract is one that they submitted early last year. For this year, Borough Manager Pantano suggested possibly signing the contract with Berkheimer in March. Solicitor Meyer spoke with Jim Hunt from Berkheimer. They discussed the possibility of signing a new agreement or having Council withdraw their termination of the agreement and just continuing the past agreement forward. Solicitor Meyer requested the signed contract from Borough Hall on Friday and since he hasn't seen it, he can't tell with specificity if it should be changed from this year or from the past. He stated that the decision is between continuing from last year or simply waiting until it's reviewed and then signing the new one based upon the identical one from last year. Solicitor Meyer stated that it wouldn't be worthwhile to go back and try to redo the one that they submitted for 2003. Councilperson Polaneczky stated that at this point he would like to suggest the revocation of last year's contract. He added that there was a problem with Berkheimer keeping atop of the issues, however, that wasn't addressed in the contract. That contract was at 2.5%. Solicitor Meyer suggested that, in the motion, if they revoke it then that is the particular essence of the contract and it should remain at 2.5%. Councilperson Polaneczky stated that he would be inclined to do that. COUNCILPERSON EHRSAM asked if it was a yearly contract. Councilperson Polaneczky stated that it was a yearly contract and they still have the option to once again rescind it next year. He believes that they require 30 days notice. COUNCILPERSON YOUNGLOVE asked if we are formally rescinding the contract or if we were voting to continue it from last year. Solicitor Meyer stated that we would have to withdraw the revocation. He believes that the Borough sent them notice so that notice should be rescinded. Councilperson Polaneczky stated that it could be a double motion. He added that the problem is that we took a lot of time to put something together last year. Councilperson Ehrsam asked if we signed it last year. He also asked if we gave them a new copy changing the percentages. Solicitor Meyer asked if the percentages were different this year from last year. PRESIDENT CLARK stated that it's two options if you chose a multi-year contract. Councilperson Polaneczky stated that for a three year contract it's 2.1% and for a one year contract it's 2.5%. Solicitor Meyer stated that they are the same percentages as last year therefore that

would be a continuation. Councilperson Ehrsam asked if we forwarded Berkheimer our contract with the new figure in it. Solicitor Meyer explained that Berkheimer gave us the new contract and he reviewed the new contract. Then he spoke with Councilperson Polaneczky, Borough Manager Pantano, and Berkheimer and everyone agreed that we shouldn't go back to reinvent the wheel. It was suggested that the contract we have should be discontinued or the same identical one from last year should be signed so we didn't send them anything. Solicitor Meyer stated that he would like to have the opportunity to review whatever contract gets approved. Councilperson Polaneczky stated that one of our mistakes was trusting Berkheimer with taking the same contract from last year and having them send us out a similar rate dated this year, however, we got this instead. Councilperson Ehrsam said we should make a mental note to write the contract based on what we are looking for instead of having them do it. Councilperson Polaneczky made a MOTION to rescind the revocation of the continuation of the contract with Berkheimer Associates for the year 2002. This motion was SECONDED by Councilperson Younglove and APPROVED by Council unanimously. Councilperson Polaneczky made a MOTION to approve the contract identical to the tax year 2002 contract for the tax year 2003, with the collection rate of 2.5% for the term of one year subject to the review of Solicitor Meyer. This motion was SECONDED by Councilperson Younglove and APPROVED by Council unanimously.

Parks, Recreation, & Community Affairs – Mrs. Zygmont

VICE PRESIDENT ZYGMONT asked if everyone received the information about hiring **The Goose Guys** in their packets. Vice President Zygmont then made a MOTION to hire The Goose Guys at the rate of $750 per month for the year 2003. COUNCILPERSON YOUNGLOVE asked what the status was on hiring The Goose Guys for Miller Meadow. Vice President Zygmont stated that Borough Manager Pantano advised her that it would cost $100 per month for Miller Meadow so they decided not to do it. This motion was SECONDED by COUNCILPERSON ACKER and APPROVED by Council unanimously. Councilperson Acker reminded everyone that the geese do not disappear, rather they simply move to other locations.

VICE PRESIDENT ZYGMONT stated that she wanted to set up, in the revenue side of the operating account, a column for the **pool memberships** and **concession stand income**. This would allow an expense account and an operating account. This would also prevent confusion from transferring to and from accounts. Vice President Zygmont stated that the only reason the **Pepsi** money was deposited into the concession account was because they wanted to keep it separate from the pool membership money. She explained that the Pepsi money was not used for the pool and she has a run out sheet to show how the funds were used. In order to keep it separate she would like to see a column for pool income, the concession stand, and one for the parks as well. PRESIDENT CLARK asked what pool income she was talking about. Vice President Zygmont explained that she meant to say pool memberships. COUNCILPERSON POLANECZKY explained that this is more or less a procedural item. Currently it is shown as a transfer in from the sinking fund, the membership revenue is transferred into the pool. He stated that it's easy enough to create a line item that is called pool membership revenues and one for other pool revenues, which would include the concession stand income. Councilperson Polaneczky explained that we do currently detail the expenses. He added that in a full blown system, this would probably be an enterprise fund where you would have the revenues and the expenses and then separate funds showing the net and the net would probably come over to the budget. COUNCILPERSON ACKER asked if a motion was necessary. SOLICITOR MEYER stated that you don't need a motion for that. Vice President Zygmont explained that she just wanted to run it by Council to make sure it was ok with everyone. Councilperson Polaneczky stated that during the budgeting process there was some confusion as to how much money came in and how much went out. There were also questions about the net totals for the pool as well as the excess of revenues over expenses.

SUPERINTENDENT STAUCH stated that the **pool parking lot** is really breaking up badly. VICE PRESIDENT ZYGMONT asked if she could have a list of everything needing to be paved, including the walking paths in the parks. Superintendent Stauch stated that he could make a list if she would

like one. Vice President Zygmont stated that if she receives the lists of needs, for the parks department, then she could begin pursuing grants.

Public Relations – Mr. Younglove
COUNCILPERSON YOUNGLOVE stated that he followed through with the suggestion to meet with Dave Shannon, Borough Historian, regarding the **Commerce Bank mural**. Councilperson Younglove stated that he is currently in the process of deciding on the mural and he is having Commerce bank deal directly with Dave Shannon himself. VICE PRESIDENT ZYGMONT asked if Council would receive a memo about the suggestion for the mural. Councilperson Younglove stated that he would make Council aware of any suggestions that are made.

Public Safety – Mr. Taggart
COUNCILPERSON TAGGART made a MOTION to approve the **Police contract settlement agreement**. He mentioned that within this contract, we agreed to a 4% wage increase in the years 2003, 2004, and 2005. The starting salary for new officers was increased to $31,000. Their life insurance was brought up to today's standards. They cleaned up some language in the bereavement leave and pension portions of the contract. The short term disability benefits were also increased. A typographical error was also clarified in professional liability insurance coverage. There was a change in the health insurance co-pay. They added a "killed in the line of duty" section for healthcare coverage for their surviving spouses, which they hope they never have to use. The vacation carryover time was amended to 48 hours from 40 hours, which is in line with their 12 hours per day work week. Their equipment allowance was increased by $50 and a personal day was added. The language for the lump sum retirement benefits was changed. VICE PRESIDENT ZYGMONT stated that it was only for new hires. Councilperson Taggart explained that they eliminated the lump sum payment being included in their retirement benefits. COUNCILPERSON EHRSAM asked about the impact on the two new patrolmen hired. Councilperson Polaneczky explained that they previously told the police department that this would be retroactive to the beginning of the year. Councilperson Polaneczky added that they would be eliminating the rank of corporal to add sergeants. He mentioned that the corporals would all obviously become sergeants. The new effective salary, after three years of the four year progression, for a patrolman will be $61,000, which is in line with the other police departments. The health insurance went from Keystone 2 to Keystone 5. Councilperson Polaneczky stated that they fought hard for their benefits and salaries and he couldn't blame them. He mentioned that he would have done the same thing if he were on their side. In his opinion, 4% is generous but it's in line with other police departments. COUNCILPERSON YOUNGLOVE asked if Joe Rudolf, the Borough's Labor Attorney, reviewed the agreement. Councilperson Taggart said Mr. Rudolf reviewed it. Councilperson Polaneczky then asked if Mr. Rudolph wrote the agreement or if the police department did. CORPORAL BECKER stated that Mr. Rudolf prepared this and he forwarded the document to Borough Manager Pantano. This motion was SECONDED by Councilperson Polaneczky. With a vote of 5-2, having Councilperson Ehrsam and Vice President Zygmont voting no, this motion was APPROVED by Council. Vice President Zygmont stated that she is opposed to it because she would like to give them 4%, and she knows that Doylestown got 4.5%, but she feels that it's too high for the taxpayers. She explained that her decision is not against the police department. Councilperson Ehrsam stated that he basically feels the same way and stated that it's unfortunate that the health insurance was raised by 17%. He said unfortunately we couldn't afford that luxury anymore.

Public Works & Public Properties – Mr. Ehrsam
COUNCILPERSON EHRSAM stated that he thought we were under a time frame for the **First Union** and **CVS parking lots**, however after talking to Solicitor Meyer he now knows that we are not. He would like to refer this issue back to the March committee meeting. COUNCILPERSON YOUNGLOVE asked if the issue was about keeping the lease for what is now the First Union/municipal parking lot and if we want to continue the easement agreement with CVS. Councilperson Ehrsam said yes and he's concerned about the maintenance involved. Councilperson Younglove stated that the reason he is concerned about this is due to the lack of parking in the Borough. He said that he would like to make sure that the Chamber of Commerce and

Main Street are invited to the committee meeting to take part in this discussion if they choose. Councilperson Ehrsam stated that he already ran it by the Chamber of Commerce. Mickey Glantz stated that knowing the financial position in Hatboro, Joe Tryon and Mickey Glantz both spoke to Councilperson Ehrsam about this. Together, they agreed that First Union is not being cooperative with Hatboro in reference with the cell tower. Since the cell tower will bring in funds for Hatboro, he's concerned about this. He added that for 48 years, Hatboro has been maintaining that lot. Councilperson Younglove stated that he is not trying to state he's on one side or the other, rather he's saying if it's an issue with parking then Main Street and the Chamber of Commerce could also feel the impact of the decision. As a result, he would like them to have to opportunity to give their input regarding this decision.

COUNCILPERSON EHRSAM stated that Superintendent Stauch submitted a figure of $21,702 for **snow removal**. He would like to commend the public works employees for being out there during the storm as well as throughout the rest of the week. SUPERINTENDENT STAUCH stated that they were out there regarding the flood issues on Saturday as well. Councilperson Ehrsam stated that they worked well above the call of duty.

COUNCILPERSON POLANECZKY stated that the school board discussed initial negotiations and they released their proposals. He asked if we were doing anything to release the initial proposals of the Borough and **public works department** as to what's being budgeted for salaries, raises, etc. He added that he's getting a lot of questions that he doesn't think he can answer regarding what public works is asking for and what the Borough is offering them. He wondered if that was something the Borough was planning on doing. COUNCILPERSON EHRSAM stated that they do have some questions regarding the number of members, as everyone may be aware they became a part of **Teamsters** they are still looking for clarification and verification of that. Once they receive that then they can go forward. Councilperson Polaneczky stated that he has seen two versions of proposals. VICE PRESIDENT ZYGMONT stated that she doesn't think they can do anything about it right now until they get the verification of them joining Teamsters. Councilperson Ehrsam stated that there are some legal arguments involved. Councilperson Polaneczky stated that as a citizen he appreciates knowing what is going on.

Zoning, Development & Historical Preservation – Mr. Acker
COUNCILPERSON ACKER stated that he had nothing to report at this time.

PRIVILEGE OF THE FLOOR
PRESIDENT CLARK added that during the **snow storm** the police department helped with clearing the snow emergency routes. They assisted by having the vehicles off of the snow emergency route by 3:00. Once again, there was great communication between public works and the police department and he wanted to thank them for their hard work. COUNCILPERSON ACKER asked if there has been any progress with the residents cooperating by removing their cars from the streets. SUPERINTENDENT STAUCH stated that there are still issues with residents leaving their cars snowed in on the streets. CHIEF GARDNER stated that he did not get any reports of problems with the snow emergency routes. OFFICER GOOLD stated that the people they asked to move their vehicles were very cooperative. Councilperson Acker stated that we might want to request that residents, who are capable, get their vehicles off the streets and onto the driveways so the streets can be plowed more efficiently and effectively. Superintendent Stauch stated that he agrees but he doesn't think that many people will comply. He suggested that the request be placed on the cable channel and the website. COUNCILPERSON YOUNGLOVE stated that it's already on both sites. Joe Reading suggested that the homeowners clear out the fire hydrants as well since there is an ordinance requiring this measure to be taken care of. Superintendent Stauch stated that there were residents threatening the public works employees as well as throwing stuff at the employees and the public works' vehicles. Councilperson Younglove stated that it's a losing battle. Superintendent Stauch explained that when you have 18 inches of snow there are not many places to push it off to. Chief Gardner stated that there is a snow removal ordinance for sidewalks. Due to the size of the storm, he is trying to work with people, however, there are still some that may receive citations since

they are not yet shoveled. Councilperson Acker stated that the longer you wait, the harder it is to remove because of the deep freeze. He also explained that the residents would have a liability to deal with if it's not cleared.

SUPERINTENDENT STAUCH announced that the **flood warning system** did work. They did receive a phone call, recently, when the water was high. CHIEF GARDNER explained that it was a stage one warning. COUNCILPERSON EHRSAM stated that right after the warning, the water started to recede. Bill Tompkins, Spring Avenue, asked if there was a trigger when the flood warning goes off to put a notice on the cable channel. Chief Gardner stated that in that event he could attempt to get in touch with Cam Goold to take care of that.

VICE PRESIDENT ZYGMONT stated that she knows they have been busy with the snow but asked how the **inventory reports** are going. SUPERINTENDENT STAUCH stated that they are about ¾ done but that stopped because of the snow. They have about seven or eight more pages to be typed in. CHIEF GARDNER stated that they have a preliminary one but they are still working on the capital portion of it.

ADJOURNMENT & EXECUTIVE SESSION

PRESIDENT CLARK adjourned the February Council meeting at 9:58 p.m. COUNCILPERSON POLANECZKY asked if they were having executive session. President Clark stated that he was just about to announce it. Councilperson Polaneczky stated that he thought it had to be announced before the meeting was adjourned. President Clark announced that there would be an executive session regarding **labor issues**. He also congratulated Councilperson Polaneczky on his recent engagement.

Respectfully Submitted,

JOSEPH F. PANTANO
Borough Manager

Transcribed by Lynn Hartzell

BOROUGH OF HATBORO

PUBLIC WORKS DEPARTMENT

459 OAKDALE AVENUE
HATBORO, PA 19040

PUBLIC WORKS REPORT

Month: Jan., 2003

	Month	Year to Date
Loads of Trash	36	
Tons of Trash	247.98	
Street Opening Permits	1	
Street Opening Fees Collected	$200	
Sidewalk/Curb Permits	4	
Sidewalk/Curb Permit Fees Collected	$110	
Large Article Pick-up Stops	40	
Amount of Large Articles Picked Up	83	
Newspaper Tonnage	13.75	
Grass/Leaves Tonnage	Xmas trees 25.79	
Recycled Glass/Cans Tonnage	12.85	
Tires Recycled and Cost		
Recycles- Refrigerators/Freezers/Microwaves		
Cost of Above		

Remarks:

3-Jan

DIESEL

9-21-D	25.4	20.1	19	17.3	14.9	24.8	22.8	19.6	14.7	13.6	15.6	13.6	30.4		
11-1-D	29														
17-8-D	27.7														
18-9-D	33.1	42.6	41												
20-12-D															
21-13-D	30.6	16.5													
26-14-D	33.8	32.6													
23-15-D	44.8	44.9													
24-16-D	11	24.9	27	32.1	14.6	26.7	17.2	28.7	24.2	26.2	31.3	35.7			
25-17-D															
30-M-D															
43-2-D	14.9	49.5	20.4	32.3	8	9.7									
44-D	22.2														
TOTALS	272.5	231.1	107.4	81.7	37.5	61.2	40	48.3	38.9	39.8	46.9	49.3	30.4	0	1085

GASOLINE

13-3-G	9	7.7	10.9												
14-3A-G															
15-4-G	35.9	37.2	17												
16-7-G	20.6	22.8													
19-11-G															
27-20-G	9.7	12.4	11.4	7.2	6.4	39.7	14.1								
28-59-G	22.1														
29-M-G	26.5	2.8	28.8												
42-24-G	15.5	18.1													
47-G															
48-G	15.4														
49-G															
50-G															
TOTALS	154.7	101	68.1	7.2	6.4	39.7	14.1	0	0	0	0	0	0	0	391.2

GASOLINE	391.2
$.74 A GALLON	289.49

DIESEL	1085
$.66 A GALLON	716.10

NORTH BOROUGH PARKING LOT MONTH & YEAR 3-Jan
PARKING VIOLATION

DATE	TIME	TICKET NUMBER	LICENCE NUMBER	MAKE & COLOR	WIN	LOST	METER
1/14/2003	13.19		DRG-8452	TOYOTA BLUE			5
1/14/2003	13.19		ELY-0175	GMC RED			42
1/14/2003	13.19		DSR-6023	FORD			88
1/14/2003	13.19		EJS-1636	PLYMOUTH			57
1/14/2003	13.19		DPD-1928	DODGE			79
1/14/2003	13.19		DVK-2963	HYUNDAI			48
1/15/2003	13.22		DNP-6980	CHEV RED			86
1/15/2003	13.22		DZK-7788	HONDA RED			60
1/15/2003	13.22		DPD-1928	DODGE			79
1/15/2003	13.22		ECM-1517	FORD BLUE			81
1/16/2003	13.25		DTN-4264	DODGE BLACK			13
1/16/2003	13.25		DKZ-9904	PLYMOUTH			60
1/22/2003	13.15		DMG-0711	CHEVGRAY			NO SPOT
1/22/2003	13.15		HLYWIAK	SATURN GREEN			NO SPOT
1/28/2003	13.2		ERJ-9372	VW GRAY			6
1/30/2003	13		EHK-0805	MERCEDES			43
1/30/2003	13		DLK-2531	SUBARU			89
1/30/2003	13		DKN-7836	TOYOTA			47
1/30/2003	13		ENP-4553	SUBARU			NOSPOT
1/30/2003	13		DLG-2133	CHEV			95
1/31/2003	13.01		ENE-1817	VW GRAY			NOSPOT
1/31/2003	13.01		YJF-9546	FORD RED			99
1/31/2003	13.01		EPG-3415	PLYMOUNTH			NOSPOT

MONTH 23
YEAR $115.00

3-Jan

30-G	20.1	17.9	35.8	19.4	13.8										107	
33-G	20.1														20.1	127.1
31D	41.3														41.3	
32D															0	41.3

TOTAL DIESEL	41.3
DIESEL @ $ .66 A GALLON	$27.26

TOTAL GASOLINE	127.1
GASOLINE @ $ .74 A GALLON	$94.05

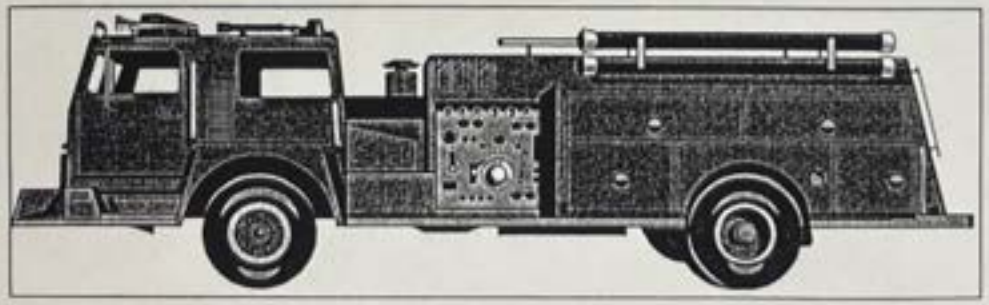
Jan-03

35-D															0
36-D															
37-D															0
45-D															
TOTAL	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

TOTAL DIESEL	0
DIESEL @ $.66 A GALLON	0.00

34-G	27.7														
38-G	17.9														
39-G	19.8	18.7	19.4												
40-G	14.1														
46-G	34.8														
TOTAL	114.3	18.7	19.4	0	0	0	0	0	0	0	0	0	0	0	152.40

TOTAL GAS	152.40
GAS @ $.74 A GALLON	112.78



BOROUGH OF HATBORO

POLICE FUEL USAGE REPORT

3-Jan

37-1	37-2	37-3	37-4	37-5	37-6	37-7	37-8	
6.3		9.3	6.7	3.2	17.8	17.4		
3.1		9.6	2	5.4	15.7	4.3		
6.5		11	9.4	3.9	16.4	7		
7.7		6.8	4.1	4.2	6.7			
5.6		3.4	8.7	5.4	5.4			
3.9		11.4	5.9	5.9	4.3			
12.5		9.4	7.7	6.1	4.3			
6.4		4.4	6	7	11.4			
13.6		11.3	11.1	5.1	9.5			
5.1		10.6	9.8	2.1				
5.9		11.6	3.7	5				
3.1		12.6	8.4	8.5				
2.8		8.5	4	9.5				
5.9		4.9	6.2	7.5				
6.7		6.4	4.7	7.18				
3.2		6.1	7.8	10.2				
		11.7	5	5.4				
		7.7	12	5.6				
		3.2	9.5					
		7.6	5.5					
		8.5	9.4					
		3.3	3.6					
		5.3	11.2					
		3.4	9.7					
		4.5	9.1					
		13.2	8.9					
		1.7	4.1					
		6.6	8.5					
		8.8	3.1					
		1.3	11.6					
		6.4	4.6					
		6.6	3.8					
		7.8	14					
		4.9	3.5					
		5.9	7.6					
		5.6	9.5					
98.3	0	261.3	260.4	107.18	91.5	28.7	0	847.38

Total Gasoline 847.38

at .74 gal = $627.06

_____
sign/initial

GENERAL FUND - Adj - _____ - Police Fuel Usage

Police Fuel	**01.410.250**	**D XXXX**	(charge account)
Maintenance Fuel	**01.437.410**	**C XXX**	(reduce account)

BOROUGH OF HATBORO

OFFICE OF THE FIRE MARSHALL

414 SOUTH YORK ROAD
HATBORO, PA 19040

MONTHLY FIRE MARSHALL REPORT

Month of : January 2003

	THIS MONTH	YEAR TO DATE
Inspections	24	
Re-inspections	1	
Fire Investigations	8	
Special Service	1	
Fire Reports Issued	2	
Permits Issued	1	
Permit Fees Collected	$50	
Fire Report Fees Collected	$50	
Inspection Fees Collected	$805	
Miscellaneous Fees Collected	$150	
Total Fees Collected	$1,055	

Remarks: $150 above is a fine
U & O Inspections (5), Fees $1,585 Re-inspt 0

	Invest.	Inspt.	S.S.	Total
Stauch	2.45	2.30	2.0	5.15
Thomas	2.20	.55	2.0	4.15
Sine	1.40	4.55	2.0	8.45
Reading	0.00	0.00	0.00	0.00
Totals	6.45	9.20	6.00	22.05

WJ
RECORD KEEPING
ESSENTIALS

Wilson Jones

Minute Book
395-11

Outfit
0395-11
WITH FILLER 3073-10-25

TRADE MARK